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REPORT

ON

THE ADMINISTRATION OF CRIMINAL JUSTICE

IN

ASSAM

DURING THE YEAR

1889.

XIIIB

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Area, Population, and Jurisdiction. *Annual Statement 1.*

The following review of the Administration of Criminal Justice in the Province of Assam during the year 1889 has been prepared on the same system as its predecessors, and the statements which accompany it have been compiled in the form adopted in previous years. The reports of local officers on which it is based were on the whole punctually submitted.

2. No change has been reported in respect of the area or population of the Province, and the judicial divisions remained the same as in the year 1888.

I.—THE CRIMINAL COURTS.

Magistrates.

3. As in previous years, two Sessions Judges and eight Deputy Commissioners were employed in the Province. Of the latter, one only—the Deputy Commissioner of Sylhet—did not exercise special powers under Section 34 of the Code of Criminal Procedure, Act X of 1882.

4. The number and class of Magistrates at the close of each of the last two years are shown below :—

	Stipendiary.		Honorary.	
	1888.	1889.	1888.	1889.
Assam Valley Districts . . .	40	37	19	18
Sylhet and Cachar	20	23	5	4
TOTAL .	60	60	24	22

Stipendiary Magistrates.

5. Of the 60 Stipendiary Magistrates shown in this statement for 1889, 37 exercised powers of the first class, 14 of the second class, and 9 of the third class. The number of Magistrates of the first class and third class is therefore smaller by two than in 1888, and there has been a corresponding increase of Magistrates of the second class. The variations were in the districts of Goalpara and Sibsagar, in each of which there was a decrease of two officers, and in Darrang of one Magistrate; in Cachar, on the other hand, there was one additional Magistrate, and another Stipendiary Magistrate was posted to each of the districts of Nowgong, Lakhimpur, and Sylhet.

Honorary Magistrates and Benches.

6. Honorary Magistrates sat singly in all the districts of the Province, with the exception of Cachar and Goalpara, no Benches having as yet been constituted.

In Nowgong four Honorary Magistrates decided 294 cases, or nearly one-third of the total number disposed of in that district. In Sylhet such Magistrates tried 483 cases, concerning 641 persons, as against 432 cases and 649 persons in 1888. In Darrang, Sibsagar, and Kamrup Honorary Magistrates disposed of, respectively, 66, 43, and 37 cases, and in Lakhimpur their outturn of work was even more nominal, amounting to only seven cases in the course of the year. These figures indicate that the system is capable of much expansion in Assam.

II.—CRIME RETURNS.

Offences reported and cases rejected. *Tables A & B.*

7. Tables A and B appended to this report show the respective numbers of offences reported, of cases rejected or struck off as false, and of cases accepted as true. The general results for the years 1888 and 1889 are compared below :—

	Offences reported	Rejected and struck off as false.	Accepted as true.
1888	26,431	7,987	18,444
1889	28,253	8,026	20,227

These returns show an increase during the twelve months under review of 1,822 in the number of offences reported, of 39 in the number of cases rejected and struck off as false, and of 1,783 in the number accepted as true.

The increase in reported crime occurred in Sylhet (640), Sibsagar (608), Lakhimpur (428), Kamrup (313), and Cachar (165), while there was a decrease in the districts of Nowgong (151), Darrang (133), and Goalpara (48).

The increase in Sylhet is attributed by the local authorities to the comparative excellence of the season's crops and the consequent ability of the people to resort more freely to litigation. In Sibsagar the increase occurred almost entirely in the Jorehat Sub-division, and was most marked in respect of offences against the body and property. This is said to have been the result of more frequent recourse to the Criminal Courts on the part of disputants in matters concerning boundaries and crops, the object being to obtain in anticipation favourable decisions for future production before the officers engaged in making a cadastral survey of the sub-division.

Of the number of cases reported, the percentage rejected or struck off as false was 28·3 in the past, as compared with 30·2 in the previous, year. The following are the figures under each of these heads :—

	Complaints rejected.	Cases struck off as false.
1888	6,523	1,464
1889	6,808	1,218

The proportion of cases rejected and struck off as false was highest in Sibsagar (36·3) and lowest, as in the previous year, in Goalpara (16·8).

Cases accepted as true.

8. The number of cases accepted as true was 20,227, or 71·5 per cent. of the aggregate number of offences reported in 1889, as compared with 18,444, or 69·7 per cent. of the number reported in 1888.

9. The following comparative statement shows in detail the number of cases returned as true and the number of persons convicted during each of the past three years:— Details of cases returned as true and of persons convicted.

	Cases returned as true.			Persons convicted.		
	1887.	1888.	1889.	1887.	1888.	1889.
Offences under the Penal Code .	14,954	14,065	15,230	7,526	6,949	7,116
Offences against special and local laws	4,723	4,379	4,997	4,227	3,731	4,191
TOTAL .	19,677	18,444	20,227	11,753	10,680	11,307

The increase in the number of cases under the Penal Code returned as true was shared in by all classes of offences and occurred chiefly in respect of offences against property (590) and offences affecting the human body (389). As regards the former, the increase was most marked in Lakhimpur (210), Cachar (157), and Kamrup (91); and as regards the latter, it may be traced almost exclusively to Sylhet (312). Offences against special and local laws also show an advance, which occurred chiefly in Lakhimpur (322).

The proportion of persons convicted in cases sent up as true was greater in the past, than in the preceding, year.

10. The annexed tables C and D furnish details for each district and exhibit the number of true cases and of persons convicted under the different heads of crime during each of the last two years. Details for each district. *Tables C and D.*

11. No offence under Chapter VI or Chapter VII of the Indian Penal Code was reported during the period under review. Offences under Chapters VI and VII, Indian Penal Code.

12. The number of offences against the public tranquillity was 662 in the past, as compared with 565 in the previous, year. The only noticeable increase occurred in the district of Sylhet. Offences under Chapter VIII.

13. The number of offences relating to public servants, *viz.*, 332, was the same as in 1888. There was an increase in the districts of Sylhet, Darrang, and Goalpara, and a decrease elsewhere in the Province. Offences under Chapters IX and X.

14. Offences against public justice and false evidence rose from 305 in 1888 to 325 in the past year. In Sylhet the number shown under this head advanced by 27, in Cachar it fell off by 18, and in the remaining districts the variations exhibited are too slight to call for notice. Offences under Chapter XI.

15. The number of reported offences relating to coins, stamps, and weights and measures rose from 63 in 1888 to 76. Offences under Chapters XII and XIII.

16. The total number of reported offences affecting public health and decency increased from 172 in 1888 to 232 in 1889. The increase was mainly contributed by Sibsagar (67). Offences under Chapters XIV and XV.

17. The total number of reported offences against the human body was 9,026 in the past, against 8,569 in the preceding, year. The increase in this class of crime occurred in every district, except Nowgong and Cachar, where the returns show a decrease of 51 and 68 respectively. The most appreciable advance occurred in the districts of Sylhet (364) and Sibsagar (141). Offences under Chapter XVI.

18. The total number of reported offences against property increased from 10,350 in 1888 to 10,790 in the past year. There was an increase in Sibsagar, Kamrup, Lakhimpur, Sylhet, and Cachar, it being most pronounced in the first-mentioned of these (212), while in Goalpara, Nowgong, and Darrang there was a decrease of 34, 41, and 97 respectively. It has already been remarked that Offences under Chapter XVII.

the comparative prosperity of the year and the operations connected with the cadastral survey of the Jorehat Sub-division are held accountable, directly or indirectly, for the increase of trials of offences of this class in Sylhet and Sibsagar. The Deputy Commissioner of the latter district reports that, in order to have the question of right and possession determined by a cheap and expeditious tribunal, the Criminal Courts were inundated with disputes of all kinds regarding boundaries and crops. These disputes, he considers, would also to some extent account for the increase in offences affecting the human body.

Offences under Chapters XVIII to XXII.

19. The number of miscellaneous offences reported under Chapters XVIII to XXII of the Indian Penal Code was 1,244 in the past, as compared with 1,119 in the previous, year. The increase occurred in four districts, *viz.*, Sibsagar (77), Kamrup (47), Lakhimpur (42), and Sylhet (39); while in the remaining four districts there was a decrease, the largest being reported from Darrang (43). The number of true cases was 592 as against 548 in 1888, and the increase was again confined to the four districts mentioned in the preceding sentence.

The proportion of convictions to trials for offences under these chapters of the Code was 31·8 in the past, as compared with 31·3 in the previous, year. Darrang again shows the highest proportion (50·7 per cent.) and Goalpara the lowest (2·8 per cent.) In the remaining districts the proportion varied from 21·8 to 40·29, and for the whole Province it must be regarded as low.

Offences under special laws.

20. Offences against local and special laws increased in every district, except Goalpara, Nowgong, and Darrang, in which there was a decrease of 29, 39, and 7, respectively. The increase was most marked in Lakhimpur (241), the average advance in the remaining four districts being 111. The higher figures reported from Lakhimpur are said to have occurred chiefly under the Emigration, Municipal, and Excise Acts, those from Sibsagar under the Municipal and Cattle Trespass Acts, and those from Cachar under the Cattle Trespass Act and the Contract Act, XIII of 1859.

Chief heads of crime.

21. The statement below shows the number of cases accepted as true and the number of persons convicted under some of the chief heads of crime during each of the past two years:—

	Cases returned as true.		Persons convicted.	
	1888	1889.	1888.	1889.
3, 4, 5. Offences affecting public tranquillity	468	542	1,048	1,063
9. False evidence	60	70	33	38
15. Offences affecting public safety	46	52	38	24
19. Murder	33	30	11	9
21. Culpable homicide	27	27	9	14
30. Serious hurt	86	85	109	74
31, 34. Simple hurt and assault	5,037	5,393	1,971	2,058
26, 27. Causing miscarriage	8	2	...	...
40. Rape	20	11	4	5
42, 43. Theft	2,809	3,255	1,198	1,208
49, 50, 52. Dacoity	10	51	30	1
44, 47. Robbery and extortion	14	21	10	11
60, 61. House-trespass and burglary	1,028	1,127	180	188
58. Mischief (serious)	262	260	98	62
70. Offences relating to marriage	263	276	29	33

22. Of the 11 persons shown as having been convicted of murder during the period reviewed, 9 were sentenced to transportation for life by Courts of Session and the remaining 2 to death, the latter sentences having been duly confirmed by the High Court. Cases of murder.

From the following districts the most numerous murders were reported during 1889 and the year immediately preceding it :—

	Cases returned as true.		Persons convicted.	
	1888	1889.	1888.	1889.
Lakhimpur	6	4	3	3
Sibsagar	4	5	1	4
Sylhet	12	15	2	0

23. Cases of culpable homicide were reported from all the districts in the Province except Darrang, the highest number appearing, as in 1888, in the returns for Sylhet. Of 42 persons charged with this offence, 14 were convicted, 21 were acquitted, 1 died, and 6 remained under trial on the 31st December last. Culpable homicide.

24. Cases of dacoity were reported from Goalpara, Kamrup, Lakhimpur, Sibsagar, and Cachar, but all of them were either dismissed under Section 203 of the Code of Criminal Procedure, or struck off as false. Dacoity.

25. Two cases of house-trespass resulting in death or grievous hurt were reported during the period under review, one from Darrang and the other from Sylhet. Of the 3 persons charged with this offence, 2 were convicted and the third was acquitted. Of the total number of persons brought to trial for house-trespass, 188 were convicted as already shown, 83 were acquitted, and 14 remained under trial at the close of the year. House-trespass.

The proportion of convictions in cases of this class brought to trial during the past year is compared with the corresponding results for 1888 in the annexed statement :—

	Percentage			
	Of cases brought to trial.		Of persons convicted.	
	1888.	1889.	1888.	1889.
Goalpara	28·8	15·2	71·4	57·1
Kamrup	43·6	30·	86·2	81·08
Nowgong	15·5	28·5	29·4	60·
Darrang	25·7	22·5	52·9	61·5
Sibsagar	30·3	26·6	59·2	68·2
Lakhimpur	57·1	15·1	80·	53·8
Sylhet	8·7	9·8	58·8	68·
Cachar	12·9	12·1	58·3	18·1

26. The statistics of offences relating to marriage show that, of 614 offences reported during the year, 338, or 55·04 per cent., were either rejected or struck off as false. In the preceding year the percentage was 56·1. Offences relating to marriage.

The proportion of acquittals and discharges to the number of persons tried is given below :—

	Percentage acquitted or discharged.	
	1888.	1889.
Goalpara	77·2	93·3
Kamrup	75·	72·7
Nowgong	100·	76·9
Darrang	69·2	100·
Sibsagar	85·7	82·3
Lakhimpur	70·	82·6
Sylhet	93·3	78·4
Cachar	89 4	78·2

Special laws.

27. The following are the principal special laws, breaches of the provisions of which are reported to have occurred during each of the last two years :—

	Cases returned as true.		Persons convicted.	
	1888.	1889.	1888.	1889.
Artificers' and Workmen's Act . .	269	326	204	170
Emigration Act	847	930	809	907
Cattle-Trespass Act	858	892	297	290
Excise Act	255	308	253	301
Municipal Act	441	648	451	607
Police (District) Act	551	580	559	622

The increase in the number of infringements of the Artificers' and Workmens' Act occurred almost entirely in Goalpara (90) and Cachar (68). In Sibsagar there was a considerable decrease. It is reported, however, that the large number of prosecutions under Act XIII of 1859 in 1888 was abnormal and due to there having been a general strike for higher wages among a number of Cachari coolies. The increase in the number of cases under the Emigration Act occurred chiefly in Lakhimpur (104), and that in the number of offences under the Cattle Trespass Act principally in Cachar (61) and Sylhet (37), there being a marked decrease in this particular connection in Nowgong (58) and Darrang (42). All the districts contributed to the increase in the number of prosecutions under the Excise Act, except Goalpara, Nowgong, and Sylhet.

Prosecutions under the Municipal Act increased in the districts of Sibsagar (90), Lakhimpur (47), and Sylhet (3). No cases were reported from Nowgong and Darrang; while Goalpara, Kamrup, and Cachar return a decrease of 16, 11, and 6 respectively. Five districts show an increase in cases under the Police Act, *viz.*, Kamrup (52), Darrang (23), Lakhimpur (23), Sylhet (20), and Cachar (6); in Goalpara there was a decrease of 67, and in Darrang and Nowgong a decrease of 23 and 5 respectively.

Miscellaneous cases under the Code of Criminal Procedure.

28. In Table F will be found the number of miscellaneous proceedings under the Code of Criminal Procedure which were taken during 1889.

Chapter VI, *Section 485.*

29. Proceedings for contempt of Court under Chapter VI, Section 485 of the Code of Criminal Procedure, were taken in 1889against only four witnesses, and those in the district of Sylhet. In 1888 only two witnesses were so proceeded against, also in the district of Sylhet.

Chapter VIII.

30. The number of cases decided and that of persons required to give security under Chapter VIII of the Code during the past two years were as follows :—

	Cases decided.		Persons convicted.	
	1888.	1889.	1888.	1889.
Chapter VIII (security for keeping the peace) .	136	150	224	301
Do. (security for good behaviour) . .	48	50	28	29

As in previous years, the major portion of these cases is returned from Sylhet. The number of cases in which proceedings were instituted for the preservation of the public peace increased in every district except Goalpara. Of 484 persons in the whole province proceeded against, 301 were required to furnish security, and of this number 85 were bound down after conviction of offences actually committed.

Of the 29 persons who were required to furnish security for good behaviour, 20 were unable to comply with the requisition of the Courts and were accordingly committed to prison for terms not exceeding one year.

31. Proceedings for the suppression of local nuisances were taken in 12 cases, as compared with 28 in the previous year, and occurred only in Sylhet (9), Lakhimpur (1), Sibsagar (1), and Cachar (1). The total number of persons concerned was 18, and the conditional orders initiating the proceedings were made absolute as against 14 of the defendants. Chapter X.

The number of cases referred under Section 138 of the Code fell from 15 in 1888 to 8 during the year reviewed. In all of these the Jury either confirmed the orders of the Magistrate or modified them so slightly as to admit of the alterations being accepted by the Court.

32. The number of cases instituted under Chapter XII of the Code of Criminal Procedure regarding the possession of tangible immovable property was 11 in the past, as compared with 13 in the preceding, year. These cases occurred in Sylhet (6), Kamrup (2), and one each in Lakhimpur, Sibsagar, and Cachar. Chapter XII.

33. The number of complainants ordered to pay compensation to accused persons, against whom it was found that frivolous or vexatious complaints had been lodged, was 62, the identical figure reported for 1888. Of these, Nowgong contributed 22, Sylhet 13, Cachar 8, and the remaining districts from 2 to 6 each. The amount of compensation awarded in this connection aggregated ₹401 in the past, as against ₹458 in the previous, year. Chapter XX, *Section 250.*

34. No proceedings appear to have been taken against Jurors or Assessors for non-attendance under the provisions of Section 332 of the Code of Criminal Procedure. Chapter XXIII, *Section 332.*

35. Proceedings under Chapter XXXVI of the Code of Criminal Procedure were taken against 127 persons in the past, as compared with 101 in the previous, year. Of these, 51 were ordered to pay maintenance and 76 were discharged. Cases of this class were most common in Sibsagar (47), Nowgong (20), and Lakhimpur (19). Chap. XXXVI.

36. Proceedings for the forfeiture of bail or recognizances under Chapter XLII of the Code were taken against 118 persons, or 18 fewer than in 1888, and forfeiture was ordered in the case of 87. As in previous years, Sylhet returns the largest number of these cases, which, however, were less numerous in most districts. For Kamrup the figure given last year is reproduced, in Nowgong there was an increase of 17, and in Darrang an increase of 1. Chapter XLII.

37. The general results of criminal trials during the period reviewed is given in the following table:— Result of trials in all Courts. *Tables A 1 and B 1.*

	1888.	1889.
Acquitted or discharged	6,791	7,385
Convicted	10,680	11,307
Percentage convicted	61·1	60·4

It appears that the percentage of convictions to persons tried was slightly lower than in 1888. The proportion of acquittals was highest in Nowgong, being 47·5 per centum, which, however, is short of the percentage quoted for that district in 1888.

38. Statement 8, which furnishes details as to the general results of the trials of European British subjects, shows that during the year under review 84 cases with 87 persons came before the Criminal Courts of the Province, the largest number being reported from Cachar (47), Lakhimpur (14), and Sibsagar (12). Trial of European British subjects. *Statement 8.*

As in the previous year, no cases were reported from Goalpara. The general result of these trials was that 49 persons, or 56·3 per centum, were convicted, the rest being either acquitted or discharged.

The offences with which European British subjects were charged were, as heretofore, chiefly under special and local laws and criminal force. Of 45 persons charged with offences under special and local laws, 35 were reported from Cachar. Of 19 persons charged with assault, 5 were reported from both Sibsagar and Lakhimpur, 3 from Cachar, 2 each from Nowgong and Sylhet, 1 from Darrang, and 1 from Kamrup. Only 4 persons were charged with hurt, 2 in Cachar, 1 in Sibsagar, and 1 in Sylhet. One offence affecting life was reported from Lakhimpur, and the accused was convicted by the Magistrate. Six persons in Cachar claimed to be tried by a Jury. None of the cases reported were dealt with by an officer who was not himself an European British subject.

ORIGINAL JURISDICTION.

III.—THE HIGH COURT.

39. No cases against European British subjects were committed by the Criminal Courts in Assam for trial by the High Court in its Original Jurisdiction during the year under review.

IV.—COURTS OF SESSION.

Number of Original cases. *Table E.*

40. Statistics of cases (inclusive of references under Sections 34 and 123 of the Code of Criminal Procedure) brought to trial, decided, and pending in the Courts of Session for the years 1888 and 1889 are given below:—

	Brought to trial.	Decided.	Pending.
1888	125	127	23
1889	101	115	7

The decrease in the number of Sessions trials was common to every district, but in no instance was it so appreciable as to deserve particular notice.

The following statement shows the number of days devoted by the Sessions Judge of the Assam Valley Districts during the past five years to criminal judicial work:—

1885	50
1886	65
1887	63
1888	95
1889	46

The decrease in the number of days devoted to criminal business during the year is said to have been the natural result of the diminished number of Sessions trials, and also of the fact that the cases tried were less complicated than usual.

References under Section 34, Criminal Procedure Code. *See Statement 4.*

41. The number of references to Courts of Session for confirmation of sentences passed by Deputy Commissioners under Section 34 of the Code of Criminal Procedure was 10, the same as in the preceding year. All of these references, which include one that was pending at the beginning of the year, were disposed of.

42. The average duration of cases tried on commitment and of references under Section 34 of the Code of Criminal Procedure disposed of by Courts of Session in each of the last two years, is given below :— Average duration.

	Average number of days during which each case lasted.					
	Assam Valley Districts.		Sylhet.		Cachar.	
	1888.	1889.	1888.	1889.	1883.	1889.
Cases of persons committed .	53·9	53·6	53·2	39·5	54 4	65·3
Cases referred under Section 34, Code of Criminal Procedure .	20·4	11 3	...	...	...	...

43. Inclusive of persons whose cases remained undecided at the close of 1888, the total number of accused under trial in the several Courts of Session in the Province was 214. Of these one died, one escaped from jail, 199 were tried, and 13 remained under trial at the close of the year. Number of persons committed.

44. The result of trials in each of the past two years is shown in the subjoined statement :— Result of trials as affecting persons. *Table G.*

	Acquitted.	Convicted.	Referred.
1888	88	126	21
1889	82	112	5

45. Sentences of death passed subject to confirmation by the High Court included, the proportion of persons convicted was 58·1 per cent. in the past, as compared with 59·6* per cent. in the previous, year. No committals were made to the Sessions Court at Nowgong, and it is noticeable that all of the trials by Sessions Judges in the other districts of the Assam Valley ended in conviction, with the exception of one in which the High Court on reference disagreed with the Sessions Judge and acquitted. Convictions.

46. Annual statement 7 shows that in the Sessions Court of the Assam Valley Districts 15 cases were tried by Jury. In 13 of these the Judge approved and in 2 he wholly disapproved of the verdict. Both of the latter were referred to the High Court under Section 307 of the Code of Criminal Procedure, the accused in one being acquitted on the reference, as observed in the preceding paragraph, and sentence of death being passed on the other. Jury trials. *Statement 7.*

47. The number of cases tried with the assistance of Assessors in the Sessions Courts at Sylhet and Cachar was 78 in the past, as compared with 68 in the previous, year. In 49 of these the Sessions Judge concurred with the Assessors, in 14 he differed from the opinion of one, and in 15 he rejected the finding of both. Trial by Assessors.

48. The number of witnesses examined in the Courts of Session was 823 in the past, as against 1,029 in the preceding, year. The decrease occurred in every district except Sylhet, where there was an increase of 74, attributed partly to the comparatively large number of cases disposed of in the course of the year. Witnesses examined. *Table J.*

The number of witnesses discharged without examination fell from 638 in 1888 to 620 during the period under review.

* Revised figures.

Witnesses' expenses.

49. The amount of diet-money paid to witnesses attending Sessions was R2,375 in the past, as compared with R2,111 in the previous, year. Of this sum, R246 was expended in the Sessions Court of the Assam Valley Districts and the remaining portion in the Sessions Courts at Sylhet and Cachar.

Detention of witnesses. *Table K.*

50. The total number of witnesses in attendance before Courts of Sessions (inclusive of those discharged* without examination) fell from 1,667 in 1888 to 1,443 in 1889. Of 51 persons who were discharged after the third day, 47 were detained in the Court presided over by the Sessions Judge of Sylhet, who explains that in one of the cases before the Sessions held in November, 1888, the trial lasted for four days, a Sunday having intervened. The Sessions Judge of the Assam Valley Districts reports, with reference to the four persons who were detained beyond three days in the Sessions Court at Kamrup, that they were witnesses in a very important case in which the Civil Surgeon at Tezpore, who made the *post mortem* examination, was directed by telegram to appear at Gauhati to give his deposition. The witnesses were detained from day to day pending his expected arrival from the 26th February till the 6th March.

	* Number of witnesses discharged.			
	On the first day.	On the second day.	On the third day.	After the third day.
1888 .	845	458	188	176
1889 .	844	498	50	51

V.—COURTS OF MAGISTRATES.

Number of cases. *Table E.*

51. The number of cases brought to trial, decided, and pending in the Courts of Magistrates during each of the last two years is shown below:—

	Brought to trial.	Decided.	Pending.
1888	11,208	11,208	264
1889	12,151	12,095	297

The increase in the number of cases brought to trial occurred everywhere except in the districts of Goalpara and Darrang. It was most marked in Sylhet (336), Sibsagar (273), and Lakhimpur (226). The returns for Goalpara, on the other hand, show a decrease of 130. The number of cases disposed of during the year, although greater than in 1888, was less than the number brought to trial, the result being that the pending files were heavier on the 31st December last than at the close of the year immediately preceding that under report.

Summary trials. *Statement 4.*

52. The total number of cases tried summarily by Magistrates is shown in the following statement:—

	1888.	1889.
Tried under ordinary Procedure	7,984	8,275
„ summarily	3,224	3,820
Total .	11,208	12,095

It will be found that, of the whole number of cases tried during the year, 31·5 per cent., as compared with 28·7 per cent. in 1888, were dealt with summarily. This increase appears in the returns for every district, with the exception of Goalpara and Cachar. It was greatest in Lakhimpur (256), Kamrup (137), and Sibsagar (122). Three hundred and seventy of these trials were held by the Deputy Commissioners of five out of the six districts in the Assam Valley and by the Deputy Commissioners of Sylhet and Cachar, and the remaining 3,450 cases were tried by Assistant and Extra Assistant Commissioners exercising first class powers.

53. The following statement shows the number of cases decided by the Courts of the several grades of Magistrates in the past, as compared with the previous, year :— Disposal of cases.

		1888.	1889.
Subordinate Magistrates	Stipendiary	9,329	10,522
	Honorary	1,107	930
District and Divisional Magistrates	Cases referred under Sections 347, 349, Criminal Procedure Code	20	25
Chief Magistrates of Districts	Under ordinary powers	721	570
	Under special powers	31	48

54. The 48 cases disposed of under the powers conferred by Section 34 of the Code of Criminal Procedure were distributed throughout all the districts of the Assam Valley and Cachar. The Deputy Commissioner of Sylhet has not been invested with such powers, there being a resident Sessions Judge in that district. The largest number tried in the Assam Valley Districts was in Nowgong (11) and the lowest in Sibsagar (3). In Cachar two cases were so tried, as against one in the preceding year. Ten cases were referred to Courts of Session for confirmation of the sentences passed. References under Section 34, Criminal Procedure Code.

55. The number of references under Sections 347 and 349 of the Code of Criminal Procedure made by Subordinate to District Magistrates with a view to the passing of severer sentences was 24 in the past, as against 20 in the preceding, year. These cases occurred in the districts of Cachar (14), Goalpara (5), Sibsagar (4), and Sylhet (1). References under Sections 347 and 349, Criminal Procedure Code.

56. No cases were referred to Courts of Session under Section 123 of the Code of Criminal Procedure during any of the last five years. Cases under Section 123, Criminal Procedure Code.

57. The average duration of cases decided by Magistrates of each class in each of the last two years is shown below :— Average duration of cases.

	Average number of days each case lasted.					
	Assam Valley Districts		Sylhet.		Cachar.	
	1888.	1889.	1888.	1889.	1888.	1889.
Honorary Magistrates	4·6	3·9	20·15	8·75	5·	...
Stipendiary Magistrates	8·4	8·3	13·01	13·7	12·9	12·7
District Magistrates	7·3	7·2	3·	2·7	5·9	11·6

58. The total number of persons under trial in the Courts of Magistrates during the period under review rose to 19,253* from 17,965 in 1888.

* These figures include remanets from the previous year, and also double entries in the cases of persons referred to another Court for a higher punishment and persons transferred from one district to another.

Details are given below of the manner in which the persons brought to trial during each of the years 1888 and 1889 appeared before the Courts :—

	1888.	1889.
Under arrest	7,723	8,261
Upon warrant	1,505	1,714
On summons	7,230	7,945
Voluntarily	886	843
Total	17,344	18,763

Results of trials as affecting persons.
Table II.

59. The number of persons committed to Sessions or whose cases were referred to a higher tribunal being omitted, the total number whose cases were decided by Magistrates during 1889 was 18,495, as compared with 17,239 in 1888 and 18,794 in 1887.

The results of trials in each of the years 1888 and 1889 are given below :—

	Acquitted or discharged.	Convicted.	Committed or referred.
1888	6,699	10,540	259
1889	7,301	11,194	208

Of the total number of persons acquitted, discharged, and convicted, 60·52 per cent. were convicted as against 61·1 per cent. in 1888. The districts in which the ratio of convictions was highest are Darrang (69·9 per cent.), Sibsagar (61·7 per cent.), Kamrup (61·6 per cent.), and Lakhimpur (61·02 per cent.). It was lowest in Nowgong (52·4 per cent.), and a falling off in this respect is reported from the following districts :—Cachar (to the extent of 6 per cent.), Sibsagar (5·4 per cent.), Darrang (2·6 per cent.), and Sylhet (2·04 per cent.).

Mode of trial and sentences passed.
Statement 4.

60. The mode of trial and the sentences passed in the cases which ended in convictions are shown in the following table :—

	On regular trial.	On summary trial.
Appealable sentences passed	3,665	80
Non-appealable sentences passed	3,399	4,050
TOTAL .	7,064	4,130

On a comparison of these figures with those given in the report for 1888, it will be observed that there was a still further decrease from 56·1 to 51·8 in the percentage of persons convicted on regular trial who had the right of appeal, while the percentage of persons convicted on summary trial and having that right remained almost stationary.

61. The following were the classes of Courts before which the trials resulting in the summary conviction of 4,130 persons were held :—

	Appealable sentences passed.	Non-appealable sentences passed.
Stipendiary Magistrates	77	3,641
District Magistrates	3	409
	80	4,050
		4,131

The comparative statement annexed discloses the results of trials during the last two years before the Magistrates of each class :—

	Acquitted or discharged.		Convicted.		Percentage convicted.	
	1888.	1889.	1888.	1889.	1888.	1889.
Honorary Magistrates . .	817	654	1,039	894	55·9	57·7
Stipendiary Magistrates . .	5,550	6,309	8,644	9,606	60·4	60·2
District Magistrates . .	332	308	857	694	71·4	69·1

62. Exclusive of lunatics, the total number of persons awaiting trial in the Courts of Magistrates at the close of 1889 was 477. The details furnished on the margin show the nature of the orders under which their cases remained undisposed of, and the following statement compares the duration of the pending trials in each of the past two years :— Pending files. *Table I.*

In custody	41
On bail	375
On recognizance	57
Otherwise	4
	477

	1888.	1889.
More than 3 months	3	1
More than 2 months	10	4
More than 1 month	34	49
Not exceeding 1 month	356	423

It will be seen that the figures for the year reviewed compare favourably with those for 1888, the more so as there was a larger number of cases under trial. The Deputy Commissioner of Lakhimpur reports that the cause of the delay in the disposal of the case of the person under trial for more than three months was the non-appearance of a principal witness for the prosecution.

63. The total number of witnesses examined was 49,324 in the past, as compared with 46,997 in the preceding, year. The increase occurred in all the districts of the Province except Cachar and Darrang, where there was a decrease of 579 and 226 respectively. It was greatest in Lakhimpur (880) and Kamrup (832). Witnesses examined. *Table J.*

64. The number of witnesses discharged without examination was 12,403 in the past, as compared with 11,629 in the preceding, year.

65. The amount of diet-money, &c., paid to witnesses during the year was ₹669, or ₹311 short of the expenses so incurred in 1888. The decrease occurred chiefly in the districts of Lakhimpur (147) and Goalpara (94). Expenses of witnesses.

66. The figures reproduced on the margin show the detention of witnesses in the Courts of Magistrates during each of the last two years. The largest number of detentions for over three days again occurred in Goalpara (24). In Cachar 23 witnesses were detained beyond the third day, in Darrang 8, 6 each in Nowgong and Sylhet, and 4 in Kamrup. It is creditable to the Magistrates of Sibsagar and Lakhimpur that there were no such detentions in either of these districts. As regards Goalpara, it may be noted that, although more witnesses were detained for over three days there than elsewhere, the figures show a marked improvement over those for 1888, when 136 persons were kept in attendance beyond the third day. The 23 witnesses shown against Cachar were detained in the Court of the Sub-divisional Officer of Hailakandi, who explains that the detention of 10 witnesses in one case was caused by the accused purposely delaying matters to gain time, and that in the others the delay that occurred was due to the absence on mutation-work of the Sub-Deputy Collector in March and to his illness in April. The detentions in Darrang occurred in the Court of the Extra Assistant Commissioner of Mangaldai, and are said to have been caused by press of civil work, an explanation which has not, however, been accepted as satisfactory by the Deputy Commissioner. Of the 6 witnesses detained in Nowgong beyond the third day, 1 was before the Deputy Commissioner and the remaining 5 before the Extra Assistant Commissioner of Nowgong. The Deputy Commissioner reports that the detentions before the Extra Assistant Commissioner must be attributed to general dilatoriness on the part of that officer, and that the detention before himself was on account of his having been indisposed. In Sylhet 6 witnesses were detained beyond the Detention of witnesses.

	On the first day.	On the second day.	On the third day.	After the third day
1888 .	50,361	7,039	1,020	206
1889 .	53,212	7,446	998	71

third day in the Court of the Assistant Commissioner of Habiganj, and the plea put forward is again press of work.

VI.—PUNISHMENTS.

Death. *Statement 5.*

67. The cases of two persons were referred under Section 374 of the Code of Criminal Procedure to the High Court during 1889 for confirmation of sentences of death. Both sentences were confirmed.

Transportation.

68. The number of persons sentenced to transportation by Courts of Session was 19, of whom 9 were transported for life and 10 for various terms of years.

Other sentences.

69. The character of the other sentences passed by Courts of Session during the past year is indicated below :—

Imprisonment { Rigorous	93
Simple	...
Forfeiture of property	...
Fine	4
Whipping	...

Imprisonment (Sessions Courts).

70. The punishment of rigorous imprisonment was combined with solitary confinement in the case of 4 persons, and it is observed that all the sentences of fine passed were in addition to imprisonment.

The periods for which imprisonment was awarded are given in the margin

Not exceeding 15 days	...
„ „ 6 months	4
„ „ 2 years	45
„ „ 7 years	42
Above 7 years	2

These figures include the sentences of rigorous imprisonment passed by Sessions Judges upon 7 persons, of whom 6 were sentenced to periods varying from 3 to 7 years and 1 to a term not exceeding 6 months, and whose cases were referred by Deputy Commissioners under Section 34 of the Code of Criminal Procedure. Two other persons, whose cases were referred under the same Section, were sentenced to transportation.

Fines (Sessions Courts). *Table L.*

71. The following table furnishes details regarding the fines imposed by Courts of Session during the past two years :—

	Imposed.	Realized.	Paid by way of compensation.
	R	R	R
1888	690	684	
1889	440	123	59

Only 4 persons were fined by Courts of Session during 1889, 2 at Sibsagar and 2 at Sylhet.

Punishments awarded by Magistrates. *Statement 5.*

72. The number of persons sentenced by Magistrates to imprisonment, fine, or whipping was as follows :—

	1888.	1889.
Imprisonment	3,340	3,519
Fine	7,224	7,610
Whipping	320	268

Besides the persons shown in the above statement, 134 workmen were ordered to fulfil their contracts, 300 persons, of whom 85 had been convicted of offences involving a breach of the peace, were required to give security or

to enter into recognizances for keeping the peace, and 29 were required to furnish security for good behaviour, 20 of that number being, in default, sentenced to undergo imprisonment.

Imprisonment (Magistrates' Courts.)

73. Of the 3,519 persons sentenced to imprisonment, 149 were sentenced to rigorous imprisonment combined with solitary confinement, 3,225 to rigorous imprisonment alone, and 145 to simple imprisonment.

Fines (Magistrates' Courts.) *Table L.*

74. The amount of fines imposed by Magistrates in the exercise of their Original Jurisdiction was R68,537 in the past, as compared with R66,530 in the previous, year, and the amount, inclusive of the arrears realized, was R65,789, or 95·9 per cent. of the actual amount imposed during the period under report, against R64,103, or 96·3 per cent., in 1888. The increase in the amount of the fines imposed occurred only in the four districts of Nowgong (2,687), Goalpara (1,616), Kamrup (1,342), and Sylhet (667), a decrease being shown elsewhere. The proportion of fines realized to fines imposed was highest in Darrang (107·1 per cent.) and Cachar (106·9 per cent.), and lowest in Goalpara (84·5 per cent.). In the other districts it varied from 89·4 to 99·3 per cent.

Compensation.

75. The amount awarded as compensation was R11,828 in the past, as compared with R14,434 in the preceding, year. The decrease occurred in every district except Kamrup and Lakhimpur.

Particulars regarding sentences of whipping. *Table L I.*

76. A comparison of table L I appended to this report with the corresponding table for 1888 discloses a still further decrease in the number of sentences of whipping.

In the following statement the number of sentences of whipping awarded in each of the past two years is compared with that of the other punishments inflicted:—

		1888.			1889		
		Total number of whippings awarded.	Total number of other punishments.	Percentage of whippings	Total number of whippings awarded.	Total number of other punishments	Percentage of whippings.
Assam Valley Districts.	Goalpara	45	554	8 1	21	531	3 9
	Kamrup	16	918	1 7	29	968	2·9
	Nowgong	29	878	3 3	18	948	1 8
	Darrang	41	1,098	3·7	42	937	4 4
	Sibsagar	33	1,696	1·9	53	1,671	3 1
	Lakhimpur	18	716	2 4	14	1,121	1 2
Sylhet		95	3,251	2·9	52	3,597	1 4
Cachar		46	1,246	3·6	39	1,266	3·08
	TOTAL	323	10,357	3·1	268	11,039	2 4

The decrease in the number of sentences of whipping was most marked in Sylhet (43) and Goalpara (24). Sibsagar, Kamrup, and Darrang, however, show an increase of 20, 13, and 1 respectively. The ratio of whippings to other punishments was highest in Darrang (4·4 per cent.); in the other districts it varied from 1·2 per cent. to 3·9 per cent.

YEAR	Number of whippings inflicted.	Number of convicted persons who rendered themselves liable to whipping.
1887	351	1,893
1888	323	1,851
1889	268	1,829

The figures given in the margin show the number of persons sentenced to whipping and the number of convicts who rendered themselves liable to this form of punishment during each of the years 1887, 1888, and 1889.

APPELLATE JURISDICTION.

VII.—THE HIGH COURT.

Number of appeals. *Table P.*

77. The number of appeals instituted, decided, and pending in the High Court during the past two years was as follows:—

	Instituted.		Decided.		Pending.	
	1888.	1889.	1888.	1889.	1888.	1889.
Assam Valley Districts . .	20	21	18	23	4	2
Sylhet	28	38	25	40	6	4
Cachar	6	7	6	7	...	...
TOTAL .	54	66	49	79	10	6

The number of appeals instituted in 1889 was greater than in any of the previous four years.

Persons who appealed. *Table R.*

78. Of the appeals filed, five were from sentences passed by Magistrates under Section 34 of the Code of Criminal Procedure, and the remainder were from convictions obtained before Sessions Judges. No appeal has for two years past been preferred by the Local Government against a judgment of acquittal recorded by any of the Sessions Courts in the Province.

The statement below shows the number of appealable orders passed in each of the last two years:—

		1888.	1889.
Persons convicted (in whose cases the sentence passed was appealable).	By Deputy Commissioners in the exercise of special powers under Section 34 . .	38	34
	By Courts of Session . .	76	94

The increase in the number of appeals preferred no doubt follows that in the number of appealable sentences passed.

Results of appeals as affecting cases.

79. The following statement exhibits the result of appeals decided during each of the years 1888 and 1889:—

	Assam Valley Districts.		Sylhet.		Cachar.		TOTAL.	
	1888.	1889.	1888.	1889.	1888.	1889.	1888.	1889.
Conviction affirmed . .	12	17	21	33	5	5	38	55
„ reversed . .	2	...	1	2	1	...	4	2
„ varied . . .	1	6	3	5	...	2	4	13
Re-trial ordered . . .	3	...	...	...	...	...	3	...
Otherwise decided . . .	...	...	...	...	...	...	...	...

Sixteen appeals were filed in 1889 against the sentences of the Sessions Courts in the Assam Valley Districts where cases are tried by Jury, *viz.*, 5 from Sibsagar, 4 each from Kamrup and Nowgong, and 1 each from Goalpara, Darrang, and Lakhimpur. In addition to these, 2 were pending from the previous year in Nowgong and 1 in Kamrup. The orders in 13 cases were affirmed, 5 from Kamrup, 3 from Sibsagar, 2 from Nowgong, and 1 each from Goalpara, Darrang, and Lakhimpur; in 5 they were modified, 4 from Nowgong and 1 from Sibsagar; and one remained unheard at the end of the year. Five appeals

were preferred to the High Court from sentences passed by Deputy Commissioners in the exercise of the powers conferred under Section 34 of the Code of Criminal Procedure, 2 from Kamrup, and 1 each from Goalpara, Lakhimpur, and Sibsagar, and one was pending from the previous year from Darrang. The orders in the cases from Kamrup, Darrang, and Lakhimpur were affirmed; that in the case from Sibsagar was modified; and the case from Goalpara remained undecided at the close of the year.

Thirty-eight appeals were filed during the year against the sentences of the Sessions Judge of Sylhet and 6 were pending at its commencement. The orders of the Lower Court were affirmed in 33 cases, modified in 5, and reversed in 2, while 4 remained undisposed of at the end of the year. Seven appeals were filed from Cachar, the orders in 5 being affirmed and in 2 modified.

80. The results of appeals during the past two years as affecting the persons convicted are given below :— Results of appeals as affecting persons. *Table Q.*

	Persons involved.	
	1888.	1889.
Appeals rejected	27	37
Sentence confirmed	28	35
„ enhanced	...	...
„ reduced or altered	5	17
„ reversed or quashed	4	13
New trial ordered	2	..

81. The results of admitted appeals were as follows :— Results of admitted appeals.

	Percentage			
	Jury Districts (*i.e.*, Assam Valley Districts).		Assessor Districts (*i.e.*, Sylhet and Cachar).	
	1888.	1889.	1888	1889.
Order of Lower Courts affirmed	50·	35·7	81·4	58·8
Sentence reduced	16·6	64·3	11·1	15·7
„ reversed	16 6	...	7·4	25·5
New trial ordered	16·6	...	...	...

VIII.—APPELLATE COURTS SUBORDINATE TO THE HIGH COURT.

82. The following comparative table shows the number of appeals preferred to, decided by, and pending before, Courts of Session and District Magistrates' Courts during the past two years :— Appeals filed decided, and pending. *Table M.*

	Filed.		Decided.		Pending.	
	1888.	1889.	1888.	1889.	1888	1889.
Courts of Session	534	641	519	656	31	14
Courts of Magistrates	344	279	358	273	2	8
Total	878	920	877	929	33	22

The increase in the number of appeals filed in Courts of Session occurred in all the districts of Assam except Sibsagar, and was most marked in Sylhet (66). In Sibsagar it fell from 49 in 1888 to 26 in 1889.

In Magistrates' Courts the decrease occurred universally except in Kamrup, where there was a slight increase, in Sibsagar, where the number was the

same as in the previous year, and in Goalpara where no such appeal was filed in either year. It was greatest in Sylhet (37).

Ratio of appeals to persons having the right of appeal.
See Table O.

83. The number of persons who appealed in 1889 was 1,522, or 40·6 per cent. of the total number of those on whom appealable sentences were passed. The corresponding percentage for 1888 was 36 6. The orders of the Lower Courts were upheld in the cases of 965 persons, or 63·6 per cent. of the number whose appeals were heard. The percentage in 1888 was 68·5.

The results were most favourable to the Lower Courts in Darrang, where 82·6 per cent. of the sentences were confirmed, and, as in the previous year, least so in Kamrup, where the percentage was 56 3.

The following statement shows in greater detail the results of the appeals decided during the past year :—

		Appeals rejected or sentence confirmed.	Sentence reduced or otherwise altered.	Sentence reversed or proceedings quashed	New trial or further enquiry ordered
Valley Districts	Magistrates' Courts	40	13	44	.
	Courts of Session	300	89	65	1
Sylhet & Cachar	Magistrates' Courts	189	57	73	1
	Courts of Session	436	101	157	...
Total	Magistrates' Courts	229	70	117	1
	Courts of Session	736	140	222	1
	GRAND TOTAL	965	210	339	2

SUPERINTENDENCE, REFERENCE, AND REVISION.

IX.—THE HIGH COURT.

Number of cases.
Table R.

84. The number of criminal cases from the Province of Assam dealt with by the High Court as a Court of Reference during the past year is shown below :—

	Pending, 1888	Filed, 1889	Disposed of, 1888	Pending, 1889
References under Section 307, Criminal Procedure Code	1	2	3	
" " " 341 " " "	..			..
" " " 374 " " "		2	2	...
TOTAL	1	4	5	.

References under Sections 307 and 341, Criminal Procedure Code.

85. Two references under Section 307 of the Code of Criminal Procedure were made by the Judge of the Assam Valley Districts, one from Kamrup and the other from Sibsagar, and one was pending from the previous year from Goalpara. In two cases the High Court upheld the verdict of the Jury and acquitted the accused, and in the third the verdict of the Jury was, in concurrence with the opinion of the Sessions Judge, disregarded and the capital sentence passed upon the accused. No case under Section 341 of the Code was referred during the year by any Court in the Province, but two references were made under Section 374 of the Code of Criminal Procedure for confirmation of sentences of death, one from Darrang and the other from Sibsagar. In each instance the capital sentence was confirmed by the High Court.

References under Section 374, Criminal Procedure Code.

References under Sections 435 and 438, Criminal Procedure Code.

86. Sixty-five cases were dealt with in 1889 by the High Court in the exercise of its powers of revision, and of these 22 were referred under Section 438 of the Code by District Magistrates and Sessions Judges and 3 under Section 526, the remaining 40 being taken up by the Court *suo motu* under Section 435. In 1888,

17 cases were dealt with under Section 438 and 36 under Section 435. Two cases were pending on the files at the close of 1889.

The 40 cases dealt with by the High Court without reference under Section 435 during 1889 concerned orders passed by the following officers:—

Sessions Judge of Cachar	1
Deputy Commissioner of Goalpara	6
„ „ Kamrup	7
„ „ Nowgong	2
„ „ Darrang	3
„ „ Sibsagar	6
„ „ Sylhet	8
„ „ Cachar	7
	40

Of the 22 references under Section 438 of the Code, 11 were received from Sylhet, 6 from Cachar, 3 from Lakhimpur, and 2 from Kamrup.

87. The following statement exhibits in detail for each district the results (as affecting cases) of the year's proceedings in revision:— Result of proceedings in revision as affecting cases.

		Affirmed.	Reversed.	Varied.	New trial ordered.	Otherwise disposed of.	Total.
Court of Session.	Valley Districts	...	...	...	...	...	...
	Sylhet and Cachar	1	...	...	...	...	1
District Magistrates.	Valley Districts	4	4	1	...	...	9
	Sylhet	...	...	...	...	...	...
	Cachar	2	2	...	...	...	4
Others.	Valley Districts	10	7	2	1	...	20
	Sylhet	8	8	2	1	...	19
	Cachar	3	4	2	.	...	9
	Total	28	25	7	2	...	62

88. The table below furnishes details of the results of revisional proceedings (as affecting persons convicted) during each of the past two years:— Result of proceedings in revision as affecting persons.

	1888.	1889.
Applications rejected	15	14
Orders confirmed	18	28
Sentence enhanced	...	...
„ reduced or altered	16	23
„ reversed or quashed	41	43
New trial or further enquiry ordered	4	2
Total	94	110

X.—SUBORDINATE COURTS.

Number of applications for revision preferred, disposed of, and pending. *Table N.*

89. The following table shows for each of the last two years the number of applications for revision preferred to, decided by, and pending in, the Courts of Sessions Judges and District Magistrates :—

		Preferred.		Decided.		Pending.	
		1888.	1889.	1888.	1889.	1888.	1889.
Valley Districts.	Sessions Judges .	47	46	47	42	1	5
	Magistrates .	71	85	70	83	1	3
Sylhet and Cachar.	Sessions Judges .	70	105	61	110	11	6
	Magistrates .	80	117	84	113	...	4
Total .	Sessions Judges .	117	151	108	152	12	11
	Magistrates .	152	202	154	196	1	7

The only noticeable increase occurred in the Court of Sessions at Sylhet (29) and in the Magistrates' Courts of Cachar (20). Elsewhere the differences are too slight to call for notice.

Result of revision as affecting persons. *Statement 6.*

90. The following statement shows more fully the results of revision in the Subordinate Appellate Courts as affecting persons :—

		Applications rejected or orders confirmed.	Orders reversed or proceedings quashed.	New trial or further enquiry ordered.	Orders varied.	Referred.
Courts of Session.	Valley Districts .	72	...	2	...	3
	Sylhet and Cachar	252	5	96	1	26
District Magistrates.	Valley Districts .	65	...	49	5	7
	Sylhet . .	129	25	63	...	1
	Cachar . .	36	3	12	...	4
	Total .	554	33	222	6	41

XI.—FINANCIAL.

Receipts and charges of the Criminal Courts. *Table S.*

91. The receipts and charges of all the Criminal Courts of the Province during the past two years were as follows :—

	Receipts.	Charges.	Excess of charges over receipts.
	R	R	R
1888	1,04,876	2,20,602	1,15,726
1889	1,15,419	2,28,985	1,13,566
Increase in 1889 as compared with 1888 .	10,543	8,383	2,160

It will be observed that while there was an increase in both receipts and charges, the excess of charges over receipts was less by R2,160 in the past, as compared with the previous, year.

Financial results.

92. In the Magistrates' Courts in the Assam Valley Districts the excess of expenditure over receipts amounted to R55,945 in 1889, as against R52,433 in 1888, while in Sylhet and Cachar there was a similar surplus of R31,722 compared with R31,944 in 1888. The receipts as well as the expenditure increased in all the districts of the Province except Darrang and Lakhimpur.

In Sessions Courts receipts fell from R1,317 in 1888 to R794 in 1889, and expenditure from R32,666 to R26,693.

93. The details of receipts in connection with the Courts of Magistrates which is given in the statement below disclose a large increase under all heads, while the receipts of Courts of Session exhibit a slight increase under "Other fees" and "Miscellaneous fees," and a large decrease under "Fines":— Receipts in detail.

	Stamps.				Cash.			
	Process fees.		Other fees.		Fines.		Miscellaneous (including copying and comparing fees).	
	1888.	1889.	1888.	1889.	1888.	1889.	1888.	1889.
	R	R	R	R	R	R	R	R
Magistrates' Courts . . .	12,993	14,741	29,899	31,764	53,119	56,486	7,518	11,634
Sessions Courts . . .	...	...	396	475	746	67	175	252
Total .	12,993	14,741	30,295	32,239	53,865	56,553	7,723	11,886

94. The following statement, which furnishes details regarding the charges of the Criminal Courts for the past two years, shows that during 1889 there was an increase under each of the three main heads of expenditure:—

	Salaries of Judicial Officers.		Establishment.				Contingencies and refunds, including fees paid to copyists not on the fixed establishment.	
			Process-servers.		Others.			
	1888.	1889.	1888.	1889.	1888.	1889.	1888.	1889.
	R	R	R	R	R	R	R	R
Magistrates' Courts . .	1,32,763	1,40,970	6,837	7,416	37,344	37,581	10,992	16,325
Courts of Session . .	25,659	19,715	...	...	4,709	3,942	2,298	3,036
Total .	1,58,422	1,60,685	6,837	7,416	42,053	41,523	13,290	19,361

95. The system under which copies of documents required by parties are prepared brought in a surplus to the credit of Government of R2,500, as compared with the net income of R2,453 realised in 1888. The following are the details:—

			R
Copying and comparing fees deposited by parties . . .			4,987
Deduct—		R	
Salaries of copying and comparing clerks		75	
Fees paid to copyists not on the fixed establishment . .		2,412	
			2,487
	Surplus .		2,500

The "expedition fees" levied from parties in urgent need of copies are not included in this surplus, but are treated in the accounts as "miscellaneous receipts."

96. The receipts and charges on account of the service of processes in the Criminal Courts of Assam are shown on the margin. These figures exhibit a surplus of R7,325, as compared with R6,156, the profits realised in 1888.

	R
Receipts	14,741
Charges	7,416
	7,325

97. As has been explained on previous occasions, no charge on account of expenses connected with the High Court at Calcutta is included in the tables prepared in connection with this report.

ANNUAL STATEMENTS (CRIMINAL).

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A

Showing the total number of offences reported, of cases struck off as false and of cases brought to trial, with the results of trials in 1888 and 1889.

DESCRIPTION OF OFFENCES.	Number of offences reported.		Number of cases in which complaint was rejected.		Number of other cases struck off as false.		Cases accepted as true.	
	1888.	1889.	1888.	1889.	1888.	1889.	1888.	1889.
Offences against the State and relating to the Army and Navy, Chapters VI and VII of the Indian Penal Code	...	...	...	...	...	...	...	...
Offences against the Public Tranquillity, Chapter VIII	565	662	60	83	37	37	468	542
Offences relating to Public Servants, Chapters IX and X	332	332	23	17	2	2	307	313
Offences against Public Justice and False Evidence, Chapter XI	305	325	14	18	1	2	290	305
Offences relating to Coin, Stamps, Weights and Measures, Chapters XII and XIII	63	76	...	6	4	...	59	70
Offences affecting Public Health, &c., and Religion, Chapters XIV and XV	172	232	28	54	4	2	140	176
Offences affecting the Human Body, Chapter XVI	8,569	9,026	2,580	2,698	266	216	5,723	6,112
Offences against Property, Chapter XVII	10,350	10,790	2,705	2,742	1,115	928	6,530	7,120
Miscellaneous offences under the Penal Code, Chapters XVIII to XXII	1,119	1,244	567	648	4	4	548	592
TOTAL OFFENCES UNDER THE PENAL CODE	21,475	22,687	5,977	6,266	1,433	1,191	14,065	15,230
Offences under Special Laws	4,956	5,566	546	542	31	27	4,379	4,997
GRAND TOTAL	26,431	28,253	6,523	6,808	1,464	1,218	18,444	20,227

A 1

Showing the number of cases brought to trial, with the results of trial, in 1888 and 1889.

DESCRIPTION OF OFFENCES.	Number of cases brought to trial during the year.		NUMBER OF PERSONS.				Percentage convicted.	
			Acquitted or discharged.		Convicted.			
	1888.	1889.	1889.	1889.	1888.	1889.	1888.	1889.
Offences against the State and relating to the Army and Navy, Chapters VI and VII of the Indian Penal Code	...	...	...	..	...	...	...	...
Offences against the Public Tranquillity, Chapter VIII	325	401	430	582	1,048	1,063	70·9	64·62
Offences relating to Public Servants, Chapters IX and X	288	303	143	164	304	375	68	69·57
Offences against Public Justice and False Evidence, Chapter XI	264	275	106	128	239	214	69·13	62·57
Offences relating to Coins, Stamps, Weights and Measures, Chapters XII and XIII	46	65	23	33	38	45	62·29	57·69
Offences affecting Public Health, &c., and Religion, Chapters XIV and XV	116	151	42	57	159	197	79·1	77·55
Offences affecting the Human Body, Chapter XVI	3,013	3,264	2,308	2,461	2,285	2,439	49·74	49·77
Offences against Property, Chapter XVII	3,256	3,444	2,284	2,359	2,752	2,630	54·64	52·71
Miscellaneous offences under the Penal Code, Chapters XVIII to XXII	326	371	271	328	124	103	31·39	31·8
TOTAL OFFENCES UNDER THE PENAL CODE	7,634	8,274	5,607	6,112	6,949	7,116	55·34	53·79
Offences under Special Laws	3,552	3,844	1,184	1,273	3,731	4,191	75·91	76·7
GRAND TOTAL	11,186	12,118	6,791	7,385	10,680	11,307	61·12	60·49

B

Giving details of comparative Table A for each District.

	DISTRICTS.	Number of offences reported.		Number of cases in which complaint was rejected.		Number of other cases struck off as false.		Cases accepted as true.		Percentage accepted as true.	
		1888.	1889.	1888.	1889.	1888.	1889.	1888.	1889.	1888.	1889.
Assam Valley Districts.	Goalpara . .	1,193	1,145	116	114	169	79	908	952	76·1	83·1
	Kamrup . .	2,325	2,638	527	568	141	146	1,657	1,924	71·2	72·9
	Nowgong . .	2,585	2,434	717	564	139	165	1,729	1,705	66·8	70·04
	Durrung . .	2,443	2,310	654	593	112	89	1,677	1,628	68·6	70·4
	Sibsagar . .	4,096	4,704	1,181	1,573	186	135	2,729	2,996	66 6	63·6
	Lukhimpur . .	2,159	2,587	874	829	110	100	1,175	1,658	54·4	64·08
Sylhet . . .		8,611	9,251	1,696	1,835	534	438	6,381	6,978	74·1	75·4
Cachar . . .		3,019	3,184	758	732	73	66	2,188	2,386	72·4	74·9
	Total . .	26,431	28,253	6,523	6,808	1,464	1,218	18,444	20,227	69·7	71·5

B 1

Giving details of comparative Table A 1 for each District.

	DISTRICTS.	Number of cases brought to trial during the year.		Number of persons				Percentage convicted.	
				Acquitted or discharged.		Convicted.			
		1888.	1889.	1888.	1889.	1888.	1889.	1888.	1889.
Assam Valley Districts.	Goalpara . . .	685	555	523	407	599	552	53·3	57·5
	Kamrup . . .	957	1,104	695	619	934	997	57·3	61·69
	Nowgong . . .	927	1,006	888	877	907	966	50·5	52·4
	Durrung . . .	954	926	432	419	1,139	979	72·4	70
	Sibsagar . . .	1,789	2,072	852	1,056	1,729	1,724	66·9	62·01
	Lukhimpur . . .	1,023	1,250	733	721	734	1,135	50·03	61·15
Sylhet		3,430	3,765	2,014	2,424	3,346	3,649	62·4	60·08
Cachar		1,421	1,440	654	862	1,292	1,305	66 3	60·21
	Total .	11,186	12,118	6,791	7,385	10,680	11,307	61·1	60·4

C

Showing in detail the number of offences of each class returned as true in 1888 and 1889.

	DISTRICTS.	Offences against the State and relating to the Army and Navy, Chapters VI and VII, Indian Penal Code.		Offences against the Public Tranquillity, Chapter VIII.		Offences relating to Public Servants, Chapters IX and X.		Offences against Public Justice and False Evidence, Chapter XI.		Offences relating to Coins, Stamps, Weights and Measures, Chapters XII and XIII.		Offences affecting the Public Health, &c., and Religion, Chapters XIV and XV.		Offences affecting the Human Body, Chapter XVI.		Offences against Property, Chapter XVII.		Miscellaneous offences under the Penal Code, Chapters XVIII to XXII.		Total offences under the Penal Code.		Offences under Special Laws.		Grand Total.	
		1888.	1889.	1888.	1889.	1888.	1889.	1888.	1889.	1888.	1889.	1888.	1889.	1888.	1889.	1888.	1889.	1888.	1889.	1888.	1889.	1888.	1889.	1888.	1889.
Assam Valley Districts.	Goalpara	...	...	13	29	21	30	30	29	1	3	1	1	179	213	320	346	41	27	606	678	302	274	908	952
	Kamrup	...	...	18	16	14	10	20	28	4	4	32	11	618	675	869	660	83	107	1,358	1,511	299	413	1,657	1,924
	Nowgong	...	...	7	12	31	23	24	21	...	2	16	15	647	696	532	551	36	30	1,293	1,350	436	355	1,729	1,705
	Durrung	...	...	11	9	21	31	19	23	4	4	17	19	432	415	639	648	101	87	1,244	1,236	433	392	1,677	1,628
	Sibsagar	...	...	19	20	36	24	37	39	8	17	27	69	622	698	1,005	1,035	80	108	1,834	2,010	895	986	2,729	2,996
	Lukhimpur	...	...	4	4	20	18	22	22	5	6	17	11	386	335	324	534	36	45	814	975	361	683	1,175	1,658
Sylhet		...	...	354	403	119	155	91	116	23	29	26	31	2,189	2,501	2,480	2,528	114	135	5,396	5,898	985	1,080	6,381	6,978
Cachar		...	...	42	49	45	22	47	27	14	5	4	19	650	579	661	818	57	53	1,520	1,572	668	814	2,188	2,386
	TOTAL	...	...	468	542	307	313	290	305	59	70	140	176	5,723	6,112	6,530	7,120	548	592	14,065	15,230	4,379	4,997	18,444	20,227

D

Showing in detail for each class the number of persons convicted in 1888 and 1889.

	DISTRICTS.	Offences against the State and relating to the Army and Navy, Chapters VI and VII, Indian Penal Code.		Offences against the Public Tranquillity, Chapter VIII.		Offences relating to Public Servants, Chapters IX and X.		Offences against Public Justice and False Evidence, Chapter XI.		Offences relating to Coins, Stamps, Weights and Measures, Chapters XII and XIII.		Offences affecting the Public Health, &c, and Religion, Chapters XIV and XV.		Offences affecting the Human Body, Chapter XVI.		Offences against Property, Chapter XVII.		Miscellaneous offences under the Penal Code, Chapters XVIII to XXII.		Total offences under the Penal Code.		Offences under Special Laws.		Grand Total.	
		1888.	1889.	1888.	1889.	1888.	1889.	1888.	1889.	1888.	1889.	1888.	1889.	1888.	1889.	1888.	1889.	1888.	1889.	1888.	1889.	1888.	1889.	1888.	1889.
Assam Valley Districts.	Goalpara	...	...	14	81	19	33	19	21	1	2	1	1	93	100	185	148	6	1	338	387	261	165	599	552
	Kamrup	...	...	54	56	12	11	13	17	3	2	37	13	278	271	284	282	18	27	699	679	235	318	934	997
	Nowgong	...	...	23	58	34	12	17	12	...	2	19	13	287	328	242	257	13	8	635	690	272	276	907	966
	Durrung	...	...	81	46	16	40	16	19	2	10	34	28	193	165	349	298	33	35	724	641	415	338	1,139	979
	Sibsagar	...	...	85	41	30	19	32	29	4	9	29	79	306	336	446	427	21	38	953	978	776	746	1,729	1,724
	Lukhimpur	...	...	11	26	25	11	18	20	3	3	12	13	158	164	141	152	13	12	381	401	353	734	734	1,135
Sylhet		...	...	684	625	129	228	83	72	18	14	19	29	750	893	864	876	11	25	2,558	2,762	788	887	3,346	3,649
Cachar		...	...	96	130	39	21	41	24	7	3	8	21	220	182	241	190	9	7	661	578	631	727	1,292	1,305
	TOTAL	...	...	1,048	1,063	304	375	239	214	38	45	159	197	2,285	2,439	2,752	2,630	124	153	6,949	7,116	3,731	4,191	10,680	11,307

E

Showing the number of cases brought to trial during the year disposed of and pending in the Courts of Sessions and Courts of Magistrates in 1888 and 1889.

	DISTRICTS.	Courts of Sessions.						Courts of Magistrates.					
		Brought to trial.		Disposed of.		Pending.		Brought to trial.		Disposed of.*		Pending.	
		1888.	1889.	1888.	1889.	1888.	1889.	1888.	1889.	1888.	1889.	1888.	1889.
Assam Valley Districts.	Goalpara	5	5	8	5	...	...	690	560	675	574	24	10
	Kamrup	11	6	12	7	1	...	957	1,113	955	1,108	23	25
	Nowgong	4	...	6	...	...	...	927	1,006	917	990	18	32
	Durrung	7	3	8	3	...	...	954	926	949	928	11	8
	Sibsagar	15	13	14	16	4	1	1,803	2,076	1,828	2,052	26	45
	Lukhimpur	9	6	9	5	...	1	1,024	1,250	1,011	1,243	12	17
Sylhet		62	61	59	69	13	5	3,430	3,766	3,447	3,745	114	130
Cachar		12	7	11	10	5	...	1,423	1,454	1,426	1,455	36	30
	Total	125	101	127	115	23	7	11,208	12,151	11,208	12,095	264	297

* Omitting cases in which accused died, escaped or were transferred.

F

Showing the number of Miscellaneous Proceedings under the Code of Criminal Procedure disposed of during 1889.

	DISTRICTS.	Proceedings against witnesses under Chapter VI C and Section 486.	Proceedings under Chapter VIII to prevent breach of the peace.	Proceedings under Chapter VIII, security for good behaviour.	Proceedings against local nuisances, Chapter X.	Possession, Chapter XII.	Frivolous or vexatious complaints summarily dealt with under Chapter XX, Section 250.	Non-attendance of Jurors or Assessors, Chapter XXIII, Section 332.	Maintenance, Chapter XXXVI.	Forfeiture of bail or recognizance under Chapter XLII.	Total.
		Persons.	Persons.	Persons.	Persons.	Cases.	Persons.	Persons.	Persons.	Persons.	Persons.
Assam Valley Districts.	Goalpara	...	3	2	...	...	4	...	...	8	17
	Kamrup	...	46	8	...	2	2	...	11	14	81
	Nowgong	...	69	...	...	...	22	...	20	30	141
	Durrung	...	34	...	...	...	6	...	9	6	55
	Sibsagar	...	8	26	1	1	5	...	46	3	89
	Lukhimpur	...	22	2	1	1	2	...	19	12	58
Sylhet		4	209	27	15	6	13	...	11	35	314
Cachar		...	93	3	1	1	8	...	11	10	126
	Total	4	484	68	18	11	62	...	127	118	881

G

Showing the results of trials in the Courts of Sessions in 1889 (as affecting persons).

	DISTRICTS.	Number of persons under trial during the year.	Acquitted or discharged.	Convicted.	Committed or referred.	Died, escaped or transferred.	Remaining under trial.	Number per cent of persons entered in Columns 3 and 4 who were convicted
Assam Valley Districts.	Goalpara	5	...	4	...	...	1	100
	Kamrup	7	...	6	1	...	...	100
	Nowgong	...	...	...	...	...	...	...
	Durrung	3	...	2	1	...	...	100
	Sibsagar	19	...	16	2	...	1	100
	Lukhimpur	7	...	6	...	...	1	100
Sylhet		134	63	60	...	...	11	48·78
Cachar		39	19	18	...	2	...	48·6
	TOTAL	214	82	112	4	2	14	58·1

H

Showing the results of trials in the Courts of Magistrates in 1889 (as affecting persons).

	DISTRICTS.	Number of persons under trial during the year.	Acquitted or discharged.	Convicted.	Committed or referred.	Died, escaped or transferred	Remaining under trial.	Number per cent. of persons entered in Columns 3 and 4 who were convicted.
Assam Valley Districts.	Goalpara	977	405	548	13	...	11	57·5
	Kamrup	1,662	619	993	12	3	35	61·6
	Nowgong	1,890	877	966	...	1	46	52·4
	Durrung	1,407	419	976	3	1	8	69·9
	Sibsagar	2,863	1,056	1,706	20	14	67	61·76
	Lukhimpur	1,882	721	1,129	7	3	22	61·02
Sylhet		6,335	2,361	3,589	110	10	265	60 31
Cachar		2,237	843	1,287	43	5	59	60·4
	TOTAL	19,253	7,301	11,194	208	37	513	60·52

I

Showing in detail the number of persons who were awaiting trial in the Courts of Magistrates at the end of 1889.

	DISTRICTS.	Criminal lunatics.	Number of Persons				Of the persons entered in Columns 3 to 6 under trial.				Over six months.
			In custody	On bail	On recognizance	Otherwise	Not exceeding one month.	Over one month	Over two months.	Over three months.	
Assam Valley Districts.	Goalpara	...	2	9	...	.	9	2	...	...	...
	Kamrup	5	1	24	4	1	26	3	1	. .	...
	Nowgong	4	5	28	9	...	36	3	3	...	...
	Durrung	4	2	2	...	...	4	...	...	...	...
	Sibsagar	7	8	45	7	..	57	3	...	...	...
	Lukhimpur	...	2	16	4	.	21	...	...	1	...
Sylhet		15	15	224	10	1	223	27	...	...	...
Cachar		1	6	27	23	2	47	11	..	...	...
	Total	36	41	375	57	4	423	49	4	1	...

J

Showing the number of witnesses examined and the amount paid as expenses in the Courts of Sessions and Magistrates' Courts in 1888 and 1889.

	DISTRICTS.	Number of witnesses examined.				Amount paid as expenses.			
		Courts of Sessions.		Magistrates' Courts		Courts of Sessions		Magistrates' Courts.	
		1888.	1889.	1888.	1889.	1888	1889.	1888.	1889.
						R	R	R	R
Assam Valley Districts.	Goalpara	67	5	2,126	2,179	783	53	148	54
	Kamrup	81	16	3,877	4,709	...	15	8	25
	Nowgong	65	...	3,271	4,020	1	...	6	14
	Durrung	20	12	3,975	3,749	9	...	32	6
	Sibsagar	53	58	5,955	6,470	18	180	97	80
	Lukhimpur	65	16	3,866	4,746	...	...	212	65
Sylhet		534	608	18,310	18,413	1,079	2,019	424	403
Cachar		144	108	5,617	5,038	221	110	53	22
	Total	1,029	823	46,997	49,324	2,111	2,375	980	669

K

Showing the detention of witnesses in the Courts of Sessions and Courts of Magistrates in 1889.

	DISTRICTS.	NUMBER OF WITNESSES DISCHARGED.							
		Courts of Sessions.				Magistrates' Courts.			
		On the 1st day.	On the 2nd day.	On the 3rd day.	After the 3rd day.	On the 1st day.	On the 2nd day.	On the 3rd day.	After the 3rd day.
Assam Valley Districts.	Goalpara	17	...	...	...	2,598	286	38	24
	Kamrup	25	...	...	4	4,751	453	43	4
	Nowgong	...	...	...	...	3,820	741	192	6
	Durrung	14	...	...	...	3,695	724	91	8
	Sibsagar	106	...	...	...	6,677	621	178	...
	Lukhimpur	30	...	...	...	4,971	186	29	...
	Sylhet	587	406	14	47	20,919	3,766	287	6
	Cachar	65	92	36	...	5,781	669	140	23
	Total	844	498	50	51	53,212	7,446	998	71

L

Showing the total amount of fines imposed in the exercise of Original Jurisdiction by the Criminal Courts in 1888 and 1889, the amount realized, and the amount paid by way of compensation.

	DISTRICTS.	Courts of Sessions.						Magistrates' Courts.					
		Total amount of fines.		Amount realized.		Amount paid by way of compensation.		Total amount of fines.		Amount realized.		Amount paid by way of compensation.	
		1888.	1889.	1888.	1889.	1888.	1889.	1888.	1889.	1888.	1889.	1888.	1889.
		R	R	R	R	R	R	R	R	R	R	R	R
Assam Valley Districts.	Goalpara	...	...	...	...	...	...	4,249	5,865	4,017	4,960	536	382
	Kamrup	40	...	40	...	...	...	4,919	6,261	4,680	6,213	959	1,159
	Nowgong	550	...	500	50	...	...	5,728	8,415	5,097	7,531	1,529	880
	Durrung	...	...	...	...	...	...	6,951	4,661	6,511	5,015	1,718	1,634
	Sibsagar	...	40	...	34	...	34	11,267	10,085	11,289	10,024	3,799	2,965
	Lukhimpur	...	...	...	...	...	...	6,667	6,077	6,405	5,797	895	1,493
	Sylhet	100	400	144	39	...	25	20,576	21,243	20,242	19,905	2,870	2,148
	Cachar	...	...	...	...	...	...	6,173	5,930	5,862	6,344	2,128	1,167
	Total	690	440	684	123	...	59	66,530	68,537	64,103	65,789	14,434	11,828

L 1

Showing particulars of whippings inflicted in 1889 by the Criminal Tribunals in each District in Assam.

DISTRICTS.	I.—IN LIEU OF OTHER PUNISHMENT (SECTIONS 2 AND 3, ACT VI OF 1864). Number of Stripes.													II.—IN ADDITION TO OTHER PUNISHMENT (SECTIONS 3 AND 4, ACT VI OF 1864). Number of Stripes.							III.—INFLICTED UNDER SECTION 5, ACT VI, 1864, ON JUVENILES FOR OFFENCES OTHER THAN THOSE SPECIFIED IN PARTS I AND II. Number of Stripes.													Relative number of times whipping was awarded as compared with other punishments.			Total number of whippings awarded.	Number of convicted persons liable to punishment under Act VI of 1864.	Percentage sentenced to whipping.
	5 and under.		6 to 10.		11 to 15.		16 to 20.		21 to 25.		26 to 30.		Total.	5 and under.	6 to 10.	11 to 15.	16 to 20.	21 to 25.	26 to 30.	Total.	5 and under.		6 to 10.		11 to 15.		16 to 20.		21 to 25.		26 to 30.		Total.	Total number of whippings awarded.	Total number of other punishments.	Percentage of whippings.			
	1st conviction.	2nd or subsequent conviction.	1st conviction.	2nd or subsequent conviction.	1st conviction.	2nd or subsequent conviction.	1st conviction.	2nd or subsequent conviction.	1st conviction.	2nd or subsequent conviction.	1st conviction.	2nd or subsequent conviction.									1st conviction.	2nd or subsequent conviction.	1st conviction.	2nd or subsequent conviction.	1st conviction.	2nd or subsequent conviction.	1st conviction.	2nd or subsequent conviction.	1st conviction.	2nd or subsequent conviction.	1st conviction.	2nd or subsequent conviction.								
Assam Valley Districts.																																							
Goalpara	...	2	4	..	2	2	3	...	...	...	6	...	19	...	..	...	1	..	..	1	...	...	1	...	...	...	...	...	..	..	...	...	1	21	531	3·9	21	204	10·2
Kamrup	2	...	4	..	5	..	8	...	...	...	8	...	27	...	...	...	...	.	1	1	...	...	...	...	1	...	...	...	...	..	...	..	1	29	968	2·9	29	218	13 3
Nowgong	...	...	6	...	3	...	4	1	1	...	...	...	15	...	...	...	1	...	...	1	...	...	...	...	...	...	1	...	1	...	...	...	2	18	948	1·8	18	124	14·5
Durrung	...	..	9	...	11	...	6	1	1	...	11	...	39	...	...	...	...	...	3	3	...	...	...	...	...	...	...	...	...	...	...	...	...	42	937	4·4	42	205	20·4
Sibsagar	2	...	8	.	14	...	17	...	1	...	5	...	47	...	..	...	...	5	..	5	...	...	1	...	...	...	...	...	...	...	...	...	1	53	1,671	3·1	53	286	18·5
Lukhimpur	...	...	1	...	5	...	3	1	...	...	2	...	12	...	..	...	...	..	2	2	...	...	...	...	...	...	...	...	...	...	...	...	...	14	1,121	1·2	14	78	17·9
Sylhet	2	...	9	...	18	...	9	...	2	...	...	...	40	...	...	1	3	3	1	8	...	...	1	...	3	...	...	...	...	...	...	...	4	52	3,597	1·4	52	592	8·7
Cachar	...	...	2	3	11	...	9	...	4	...	4	1	34	..	..	..	...	1	2	3	...	...	...	...	...	...	1	...	1	...	...	...	2	39	1,266	3·08	39	122	31·9
Total	6	2	43	3	69	2	59	3	9	...	36	1	233	...	..	1	5	9	9	24	...	...	3	...	4	...	2	...	2	...	...	...	11	268	11,039	2·4	268	1,829	14·6

M

Showing the number of appeals (cases) referred, disposed of and pending in the Courts of the District Magistrates and of Sessions Judges in 1888 and 1889.

	DISTRICTS.	1888.						1889.					
		PREFERRED.		DISPOSED OF.		PENDING.		PREFERRED.		DISPOSED OF.		PENDING.	
		Courts of Session.	Magistrates' Courts.	Courts of Session.	Magistrates' Courts.	Courts of Session	Magistrates' Courts	Courts of Session.	Magistrates' Courts.	Courts of Session.	Magistrates' Courts.	Courts of Session.	Magistrates' Courts.
Assam Valley Districts.	Goalpara .	30	...	20	...	1	...	35	...	35	...	1	...
	Kamrup .	46	16	46	18	1	...	63	19	63	16	...	3
	Nowgong .	27	32	29	31	...	1	45	20	43	21	2	...
	Durrung .	19	9	20	9	...	...	23	5	23	5	...	...
	Sibsagar .	49	12	45	12	7	...	26	12	33	12	...	...
	Lukhimpur .	18	5	18	5	...	...	25	2	25	2	...	...
	Sylhet . .	300	180	283	187	20	1	366	143	375	139	10	5
	Cachar . .	45	90	48	96	2	...	58	78	59	78	1	...
	TOTAL .	534	344	519	358	31	2	641	279	656	273	14	8

N

Showing the number of applications for revision (cases) preferred, disposed of and pending in the Courts of District Magistrates and Sessions Judges in 1888 and 1889.

	DISTRICTS.	1888.						1889.					
		PREFERRED.		DISPOSED OF.		PENDING.		PREFERRED.		DISPOSED OF.		PENDING.	
		Courts of Session.	Magistrates' Courts.	Courts of Session.	Magistrates' Courts.	Courts of Session.	Magistrates' Courts	Courts of Session.	Magistrates' Courts.	Courts of Session.	Magistrates' Courts.	Courts of Session.	Magistrates' Courts.
Assam Valley Districts.	Goalpara .	2	8	2	8	...	...	1	8	...	8	1	...
	Kamrup .	23	19	23	19	...	...	27	24	27	21	...	3
	Nowgong .	4	4	4	4	...	...	...	18	...	18	..	...
	Durrung .	12	...	12	...	...	...	4	1	3	1	1	...
	Sibsagar .	3	40	4	39	...	1	9	29	8	30	1	...
	Lukhimpur .	3	...	2	...	1	...	5	5	4	5	2	...
	Sylhet .	58	51	49	54	10	...	67	67	91	64	6	3
	Cachar .	12	30	12	30	1	...	18	50	19	49	...	1
	TOTAL .	117	152	108	154	12	1	151	202	152	196	11	7

O

Showing the number of persons whose cases came before the Courts of Sessions Judges and of District Magistrates on appeal or application for revision with the result as affecting the orders of the Lower Courts.

	DISTRICTS.	Appeals.				Applications for revision.			
		Number of persons who appealed.	Ratio per cent. of persons appealing to persons in respect of whom appealable orders were passed.	Number of appellants in whose cases the sentences or orders were confirmed.	Ratio per cent. of affirmed to decided.	Number of applicants for revision.	Ratio per cent. of applicants for revision to persons in respect of whom orders were passed.	Number of applicants whose applications were rejected or in whose cases the orders were confirmed.	Ratio per cent. of rejected to disposed of.
Assam Valley Districts.	Goalpara .	59	38·06	47	79·6	9	·9	3	37·5
	Kamrup . .	156	31·6	84	56·3	40	2 4	85	74·5
	Nowgong .	115	23·4	76	66·08	18	·9	8	44·4
	Durrung .	75	31·9	62	82·6	5	·3	4	100·
	Sibsagar .	58	12·5	45	67·1	3	·07	24	57·1
	Lukhimpur .	37	22·5	26	70·2	6	·3	13	76 4
	Sylhet . .	801	52·08	495	62·5	130	2·1	340	62·1
	Cachar . .	221	55·3	130	58 5	28	1·2	77	72·6
	Total .	1,522	40·6	965	63·6	239 (*a*)	1·2	554	64·6

(*a*) Besides these there were 626 accused persons against whom applications were made by the complainants.

P

Showing the number of appeals and applications for revision (cases) preferred, disposed of, and pending in the High Court in 1888 and 1889.

	DISTRICTS.	Appeals.						Applications for revision.					
		Preferred.		Disposed of.		Pending.		Preferred.		Disposed of.		Pending.	
		1888.	1889.	1888	1889.	1888.	1889.	1888.	1889.	1888.	1889.	1888.	1889.
Assam Valley Districts.	Goalpara .	1	2	1	1	...	1	11	6	12	6	...	...
	Kamrup .	6	6	5	7	1	...	2	9	2	9	...	...
	Nowgong .	4	4	2	6	2	...	5	2	5	2	...	
	Durrung .	3	1	2	2	1	...	3	2	2	3	1	...
	Sibsagar .	4	6	5	5	...	1	7	7	12	6	...	1
	Lukhimpur .	2	2	3	2	...	...	2	3	2	3	..	...
	Sylhet .	28	38	25	40	6	4	13	20	11	19	...	1
	Cachar . .	6	7	6	7	...	...	5	13	4	14	1	...
	Total .	54	66	49	70	10	6	48	62	53	62	2	2

Q

Showing the result as affecting persons of appeals and applications for revision in the High Court in 1889.

	DISTRICTS.	Appeals. Rejected.	Sentence affirmed.	Sentence reversed.	Sentence varied.	Further enquiry ordered.	Otherwise disposed of.	Applications for revision. Rejected.	Order affirmed.	Order reversed.	Order varied.	Further enquiry ordered.	Otherwise disposed of.
Assam Valley Districts.	Goalpara	1	...	...	...	...	...	...	3	7	...	...	...
	Kamrup	5	2	...	...	...	...	4	4	3	18	1	...
	Nowgong	2	...	...	7	...	...	1	2	...	...	...	...
	Durrung	...	2	...	...	...	...	...	1	1	1	...	...
	Sibsagar	3	1	...	2	...	...	2	1	3	...	...	...
	Lukhimpur	2	...	...	...	...	...	...	3	1	...	...	...
	Sylhet	22	25	8	3	...	...	8	10	17	2	1	...
	Cachar	2	5	5	5	...	...	4	4	11	2	...	...
	Total	37	35	13	17	...	...	14	28	43	23	2	...

R

Criminal business coming before the High Court from the Province of Assam in 1889 (Appellate Jurisdiction).

Description of Cases.	Remaining in 1888.	Filed in 1889.	Disposed of in 1889.	Remaining at the close of 1889.
Appeals.				
By Persons convicted — From the orders of Presidency Magistrates	...	...	...	...
By Persons convicted — Deputy Commissioner acting under Section 34, Penal Code	1	5	5	1
By Persons convicted — Sessions Judges	9	61	65	5
By the Local Government — From the judgments of acquittal of all Courts	...	...	...	...
Total	10	66	70	6
References.				
Cases in which the Sessions Judges dissented from the verdict of the Jury and referred under Section 307, Criminal Procedure Code	1	2	3	...
Cases in which sentences of death passed by Sessions Judges were referred for confirmation under Section 374, Criminal Procedure Code	...	2	2	...
Cases in which proceedings held against persons who cannot understand them are referred for orders under Section 34, Criminal Procedure Code	...	...	...	...
Total	1	4	5	...
Revision.				
Cases referred for revision by District Magistrates and Sessions Judges under Section 438, Criminal Procedure Code	...	24	22	2
Cases dealt with by the Court under Section 435, Criminal Procedure Code:—				
(1) Cases decided by Magistrates	2	37	39	...
(2) Ditto Sessions Judges	...	1	1	...
Cases dealt with under Section 526, Criminal Procedure Code	...	3	3	...
Total	2	65	65	2
Full Bench references	...	...	...	...
Miscellaneous orders in Court	...	...	...	...
GRAND TOTAL	13	135	140	8

N.B.—Besides the above, 24 orders were passed out of Court on review of periodical Criminal returns and Sessions statements.

Receipts and Charges of the Criminal Courts, 1889.

	DISTRICTS.	RECEIPTS.						CHARGES								Results *plus* or *minus*.
		In Court-fee Stamps		In Cash or Special Stamps.			Total.	Share of Officer's salary debitable to Criminal Justice.	Establishments.			Contingencies.		Total.		
		Process fees.	Other fees.	Fines.	Copying and comparing fees.	Other receipts credited to Government.			Process-servers.	Salaried, copying and comparing clerks.	Others.	Fees paid to copyists not on the fixed establishment.	Other contingencies and refund.			
		R	R	R	R	R	R	R	R	R	R	R	R	R	R	
Assam Valley Districts.	Goalpara . .	719	1,338	4,698	644	4,931	12,330	12,717	291	...	3,790	322	1,734	18,854	—6,524	
	Kamrup . .	998	3,352	5,313	561	225	10,449	20,974	501	...	6,353	266	1,129	29,223	—18,774	
	Nowgong . .	1,118	2,758	7,879	155	179	12,089	8,231	480	...	3,951	77	1,414	14,153	—2,064	
	Durrung . .	582	1,969	3,461	97	408	6,517	7,973	404	...	2,912	48	1,376	12,713	—6,196	
	Sibsagar . .	2,068	5,243	7,062	791	11	15,175	27,441	935	...	3,876	395	2,135	34,782	—19,607	
	Lukhimpur . .	931	1,871	4,304	198	...	7,304	13,486	476	...	3,003	99	1,081	18,145	—10,841	
	Sylhet . . .	5,962	10,590	18,277	1,899	749	37,477	50,682	3,212	...	10,905	894	4,967	70,660	—33,183	
	Cachar . . .	2,363	5,118	5,177	642	396	13,696	19,181	1,117	75	6,658	311	3,113	30,455	—16,759	
Total.	Courts of Magistrates	14,741	31,764	56,104	4,735	6,899	1,14,243	1,40,970	7,416	75	37,506	2,286	14,039	2,02,292	—88,049	
	Courts of Sessions .	...	475	67	252	...	794	19,715	...	...	3,942	126	2,910	26,693	—25,899	
	GRAND TOTAL .	14,741	32,239	56,171	4,987	6,899	1,15,037	1,60,685	7,416	75	41,448	2,412	16,949	2,28,985	—1,13,948	

Annual Statement 1—(Criminal).

Statement showing the number of Judicial Divisions and of Officers exercising Jurisdiction in Criminal Cases in the Province of Assam on the last day of the year, the work done, and the Receipts and Charges of the Criminal Courts in 1889.

	DISTRICTS.	Area.	Population.	Number of Sessions Divisions.	Number of Divisions of Districts (including Sadr Division).	TOTAL NUMBER OF OFFICERS. Judges of the High Court.	Sessions Judges of all grades.	Magistrates of all grades. Stipendiary.	Special and Honorary.	Number of Benches of Magistrates.	Number of Criminal Cases originally decided. By the High Court.	By Court of Sessions.	By District Magistrates.	By other Stipendiary Magistrates.	By Special and Honorary Magistrates.	By Benches of Magistrates.	Number of Criminal Cases decided on appeal. By the High Court.	By the Courts of Sessions.	By District Magistrates and other Magistrates empowered.	Total Receipts of the Criminal Courts.	Total charges of the Criminal Courts.
Assam Valley Districts	Goalpara	3,953	4,46,232	1	2	...	1	4	1	...	1	5	182	392	...	...	1	35	...	12,330	18,854
	Kamrup	3,631	6,44,960		2	...		8	5	...	1	7	105	966	37	...	7	63	16	10,449	29,223
	Nowgong	3,257	3,10,579		1	...		4	5	...	...	...	82	614	294	...	6	43	21	12,089	14,153
	Durrung	3,418	2,73,333		2	...		5	3	...	1	3	113	749	66	...	2	23	5	6,517	12,713
	Lukhimpur	3,723	1,79,893		2	...		7	2	...	...	5	14	1,222	7	...	2	25	2	7,304	18,145
	Sibsagar	2,854	3,70,274		3	...		9	2	...	2	16	54	1,955	43	...	5	33	12	15,175	34,752
	TOTAL	20,836	2,22,527	1	12	...	1	37	18	...	5	36	550	5,898	447	...	23	222	56	63,864	1,27,870
Sylhet		5,413	19,69,009	1	5	...	1	13	4	...	...	69	5	3,257	483	...	40	375	139	37,477	70,660
Cachar		1,285	2,89,425		3	...		10	...	...	...	10	88	1,367	...	...	7	59	78	13,696	30,455
	TOTAL	6,698	22,58,434	1	8	...	1	23	4	...	...	79	93	4,624	483	...	47	434	217	51,173	1,01,115
	GRAND TOTAL	27,534	44,83,705	2	20	...	2	60	22	...	5	115	643	10,522	930	...	70	656	273	1,15,037	2,28,985

Annual Statement 2—(Criminal).

Statement of Offences reported and of Persons tried, convicted, and acquitted of each offence in the Province of Assam in the year 1889.

Nomenclature of Offences, with Chapter and Section of the Penal Code or other Law applicable.	Number of head of Crime.	Number of Cases.					Number of Persons.				
		Offences reported.	Complaint dismissed under Section 203, C. P. C.	Other cases struck off as false.	Balance returned as true.	Brought to trial during the year.	Under trial during the year.	Acquitted or discharged.	Convicted.	Died, escaped, or transferred.	Remaining under trial at the close of the year.
					1.—Offences under the Penal Code.						
Offences against the State.											
Chapter VI, Sections 121 to 130	1	...	...	...	...	...	...	...	...	...	...
Offences against the Army and Navy.											
Chapter VII, Sections 131 to 140	2	...	...	...	...	...	...	...	...	...	...
Offences against the Public Tranquillity.											
Chapter VIII, Sections 143 to 145, 149 to 151, 157, 158—Unlawful Assembly	3	281	45	23	213	138	591	225	330	...	36
„ „ „ 147, 148, 152, and 153 to 156 Rioting, &c.	4	322	36	14	272	230	1,069	330	643	10	86
„ „ Section 160—Affray	5	59	2	...	57	33	117	27	90	...	..
Offences by or relating to Public Servants.											
Chapter IX, Sections 161 to 169—By Public Servants	6	23	4	...	19	14	18	10	8	...	...
„ „ „ 161, 170, and 171—Relating to Public Servants	7	8	1	...	7	4	5	2	2	...	1
Contempts of the Lawful Authority of Public Servants.											
Chapter X, Sections 172 to 190	8	301	12	2	287	285	526	152	365	1	8
False Evidence and Offences against Public Officers.											
Chapter XI, Sections 193 to 200—False Evidence, Subornation, &c., of Public Servants	9	75	5	...	70	68	84	39	38	...	7
„ „ „ 201 to 229—Offences against Public Justice	10	250	13	2	235	207	277	89	176	...	12
Offences relating to Coin and Government Stamps.											
Chapter XII, Sections 231 to 254—Offences relating to Coin	11	48	3	...	45	41	47	16	29	1	1
„ „ „ 255 to 263—Offences relating to Stamps	12	3	1	...	2	2	2	2	...	...	...
Offences relating to Weights and Measures.											
Chapter XIII, Sections 264 to 267	13	25	2	...	23	22	31	15	16	...	...
Offences affecting the Public Health, Safety, Convenience, Decency and Morals.											
Chapter XIV, Sections 269 to 278—Offences affecting public health	14	92	9	1	82	77	144	23	121	...	...
„ „ „ 279 to 289—Ditto ditto safety	15	93	40	1	52	37	49	22	24	...	3
„ „ „ 290 and 291—Ditto ditto convenience	16	30	2	...	28	28	48	3	45	...	...
„ „ „ 292 to 294—Ditto ditto decency and morals	17	7	...	...	7	3	6	5	1	...	...
„ „ Section 294A—Keeping lottery office or publishing proposals for lottery	17a	...	...	...	...	...	...	...	...	...	...

Offences relating to Religion.											
Chapter XV, Sections 295 to 298	18	10	3	...	7	6	12	4	6	...	2
Offences affecting the Human Body.											
Chapter XVI, Sections 302 and 303—Murder	19	31	...	1	30	21	53	25	9	...	19
„ „ Section 307—Attempt at murder	20	4	...	...	4	3	5	1	4	...	...
„ „ „ 304—Culpable Homicide	21	29	...	2	27	22	42	21	14	1	6
„ „ „ 304A—Causing death by rash or negligent act	21a	18	...	3	15	11	12	6	6	...	...
„ „ „ 308—Attempt at culpable homicide	22	...	...	...	...	...	...	...	...	...	...
„ „ Sections 305 and 306—Abatement of suicide	23	...	...	...	...	...	...	...	...	...	...
„ „ Section 309—Attempted suicide	24	39	1	2	36	31	32	4	25	...	3
„ „ „ 311—Thugee, &c.	25	...	...	...	...	...	...	...	...	...	...
„ „ Sections 312 to 315—Causing miscarriage	26	3	...	1	2	2	3	3	...	...	...
„ „ Section 316—Injury to unborn children	27	...	...	...	...	...	...	...	...	...	...
„ „ „ 317—Exposure of infants	28	9	5	1	3	3	3	...	2	1	...
„ „ „ 318—Concealment of birth by secret disposal of dead body	29	3	...	1	2	1	1	...	1	...	...
„ „ Sections 325 to 331, and 333—Hurt with aggravating circumstances	30	100	8	7	85	70	151	65	74	3	9
„ „ „ 323, 324, 332, and 334 to 338—Other cases	31	1,239	247	16	976	550	831	362	443	...	26
„ „ Section 341—Wrongful restraint	32	112	51	3	58	48	101	37	56	...	8
„ „ Sections 342 to 348—Wrongful confinement	33	688	295	70	323	169	379	228	133	...	18
„ „ „ 352 to 358—Criminal force or assault	34	6,440	1,958	65	4,417	2,259	3,292	1,641	1,615	1	35
„ „ „ 364, 366, 367—Kidnapping or forcible abduction with aggravating circumstances	35	33	13	7	13	6	15	14	1	...	...
„ „ „ 363, 365, 368, and 369—Other cases	36	215	103	22	90	47	88	42	40	1	5
„ „ „ 370 and 371—Slavery	37	...	...	...	...	...	...	...	...	...	...
„ „ „ 372 and 373—Buying or selling a minor for the purpose of prostitution	38	...	...	...	...	...	...	...	...	...	...
„ „ Section 374—Forced labour	39	6	6	...	...	...	...	...	...	...	...
„ „ „ 376—Rape	40	31	10	10	11	9	16	11	5	...	...
„ „ „ 377—Unnatural offences	41	26	1	5	20	12	12	1	11	...	...
Offences against Property.											
Chapter XVII, Section 382—Theft with aggravating circumstances	42	...	...	...	...	...	...	...	...	...	...
„ „ Sections 379 to 381, and 401—Other cases	43	4,673	804	614	3,255	1,470	2,176	889	1,208	3	76
„ „ „ 386 to 389—Extortion with aggravating circumstances	44	2	1	...	1	...		...	...	...	...
„ „ „ 384 and 385—Other cases	45	103	50	1	52	36	62	41	19	...	2
„ „ Section 294— } Robbery { With hurt	46	3	...	1	2	1	2	1	1	...	...
„ „ „ 392— } Robbery { Other cases	47	26	1	5	20	8	15	11	4	...	...
„ „ „ 393— } Robbery { Attempts	48	...	..	...	..	...	...	...	...	...	...
„ „ „ 396— } Dacoity { With murder	49	1	...	...	1	1	5	5	...	...	...
„ „ „ 397— } Dacoity { With attempt to cause death or grievous hurt	50	...	...	...	...	...	...	...	...	...	...
„ „ „ 398— } Dacoity { Attempted robbery or dacoity when armed with deadly weapons	51	1	1	...	...	...	...	...	...	...	...
„ „ Sections 395, 399, 400 and 402 } Dacoity { Other cases	52	5	1	4	...	...	2	1	1	...	...
„ „ „ 403 and 404—Criminal misappropriation of property	53	364	200	4	160	108	148	82	63	...	3
„ „ „ 406 to 409—Criminal breach of trust	54	453	162	36	255	155	190	100	73	2	15
„ „ „ 411 to 414—Receiving or habitually dealing in stolen or plundered property	55	295	5	8	282	265	403	146	250	1	6
„ „ „ 417 to 420—Cheating	56	315	188	2	125	77	97	54	33	4	6
„ „ „ 421 to 424—Fraudulent deeds or disposition of property	57	8	2	...	6	6	10	7	3	...	...
„ „ „ 429 to 433 and 435 to 440— } Mischief { With aggravating circumstances	58	379	70	49	260	113	163	87	62	1	13
„ „ „ 426 to 428 and 434— } Mischief { Other cases	59	1,373	657	13	703	453	643	386	251	...	6

Statement of Offences reported and of Persons tried, convicted and acquitted of each Offence in the Province of Assam in the year 1889—contd.

Nomenclature of Offences with Chapter and Section of the Penal Code or other Law applicable.	Number of head of Crime.	Number of Cases.					Number of Persons.				
		Offences reported.	Complaint dismissed under Section 203, C P. C	Other cases struck off as false.	Balance returned as true.	Brought to trial during the year.	Under trial during the year.	Acquitted or discharged.	Convicted	Died, escaped, or transferred.	Remaining under trial at the close of the year.
							I.—Offences under the Penal Code.				
Offences against Property—contd.											
Chapter XVII, Sections 459 and 460 . Criminal Trespass . Resulting in death or grievous hurt	60	2	...	...	2	2	3	1	2	...	...
„ „ „ 449 to 452, 454, 455, 457, and 458— Criminal Trespass . For commission of serious offences	61	1,287	19	143	1,125	173	282	82	186	...	14
„ „ „ 447, 448, 453, 456, 461, and 462— Criminal Trespass . Other cases	62	1,500	581	48	871	576	963	466	474	1	22
Offences relating to Documents and to Trade or Property Mark.											
Chapter XVIII, Sections 465 to 471 and 474—Forgery or uttering or possessing forged documents or papers	63	30	15	...	15	11	16	13	3	...	...
„ „ „ 472 to 476—Counterfeiting or making or possessing a counterfeit seal, &c., for purposes of forgery	64	1	...	...	1	1	1	1	...	...	...
„ „ Section 477—Fraudulently destroying or defacing a Will or other document	65	3	3	...	...	...	...	...	...	...	...
„ „ Sections 482, 486, 487 and 488—Using a false trade or property mark and knowingly selling property so marked	66	1	...	...	1	...	...	...	...	...	...
„ „ „ 483 to 485—Counterfeiting or making or possessing a die plate or instrument for counterfeiting trade or property mark	67	1	...	...	1	1	1	1	...	...	...
„ „ Section 489—Removing, destroying, &c, a trade or property mark with intent to cause injury	68	1	1	...	...	...	...	...	...	...	...
Criminal Breach of Contracts and Service.											
Chapter XIX, Sections 490 to 492	69	16	6	...	10	7	11	11	...	...	...
Offences relating to Marriage.											
Chapter XX, Sections 493 to 498	70	614	335	3	276	138	182	136	33	...	13
Defamation.											
Chapter XXI, Sections 500 to 502	71	196	100	1	95	79	108	79	25	...	4
Criminal Intimidation, Insult or Annoyance.											
Chapter XXII, Section 506—The threat being to cause death or other grievous hurt	72	41	14	...	27	20	30	12	18	...	...
„ „ Sections 504 to 410—Other cases	73	340	174	...	166	114	149	75	74	...	...
Total of Offences under the Penal Code	...	22,687	6,266	1,191	15,230	8,274	13,724	6,112	7,116	31	465

					II.—Offences under Special and Local Laws.						
Code of Criminal Procedure.											
Chapter VIII, Sections 107, 108, 119—Security for keeping the Peace	74	282	134	1	147	110	412	183	216	...	13
„ „ „ 109, 110—Security for good behaviour	75	67	3	...	64	51	72	39	29	1	3
Other Laws:—relating to											
Arms and Ammunition Act XI of 1878	...	263	1	4	258	254	267	15	249	...	3
Cattle Trespass Act I of 1877	...	1,218	314	12	892	420	681	382	290	1	8
Contract (Workman) Act XIII of 1859	...	356	30	...	326	114	235	60	170	...	5
Cruelty to Animals Act I of 1869	...	22	...	...	22	16	83	3	80	...	...
Elephant Preservation Act VI of 1879	...	3	...	...	3	3	7	4	3	...	...
Emigration (Inland) Acts VII of 1873 and I of 1882	...	949	19	...	930	675	1,061	146	907	1	7
Excise Act VII of 1878	...	310	...	2	308	294	365	61	301	1	2
Ferries Act XVII of 1878	...	184	17	2	165	107	122	52	70	...	..
Fishery Act II (B.C.) of 1889	...	25	1	1	23	5	18	6	...	...	12
Forests Act VII of 1878	...	161	9	...	152	127	238	79	158	...	1
Frontier Districts Regulation No. V of 1873	...	12	...	...	12	12	43	...	43	...	...
Gambling Act II of 1867	...	16	...	...	16	14	56	25	31	...	...
Income Tax Act II of 1886	...	2	1	...	1	1	1	...	1	...	...
Inner Line Regulation I of 1873	..	2	...	...	2	2	2	1	1	,	...
Jails Acts II of 1864, V of 1865 and XXVI of 1870	...	9	1	...	8	8	8	1	7	...	...
Municipalities Act V of 1876	...	654	5	1	648	639	707	98	607	2	...
Opium Act I of 1878	...	124	5	...	119	111	130	34	89	2	5
Police (District) Act V of 1861	...	583	...	3	580	579	658	36	622	...	...
„ Frontier Regulation Act II of 1882	...	4	...	...	4	4	4	...	4	...	...
„ Rural Regulation, Act I of 1883	...	103	...	...	103	101	121	9	112	...	...
Post Offices Act XIV of 1866	...	4	...	...	4	4	4	1	3	...	...
Prisons Acts II of 1882 and XXVI of 1870	...	5	...	...	5	5	5	2	3	..	.
Railway Act IV of 1879	...	16	...	...	16	12	14	5	8	...	1
Registration of Births and Deaths Act II of 1873	...	64	...	...	64	63	76	11	65	...	...
„ „ Documents Act III of 1877	...	3	...	...	3	3	4	1	3	...	...
Stamps Act I of 1879	...	123	2	1	120	108	137	18	118	...	1
Telegraphs Act I of 1876	...	...	...	...	...	...	1	...	...	...	1
Treasure Trove Act VI of 1878	...	1	...	...	1	1	1	1	...	...	...
Vaccination Act V of 1880	...	1	...	...	1	1	1	...	1	...	...
TOTAL OF OFFENCES UNDER SPECIAL LAWS	...	5,566	542	27	4,997	3,844	5,534	1,273	4,191	8	62
GRAND TOTAL OF ALL OFFENCES	...	28,253	6,808	1,218	20,227	12,118	19,258	7,385	11,307	39	527

Annual Statement 3—(Criminal).

Statement of Miscellaneous Proceedings under the Criminal Procedure Code in the Province of Assam during 1889.

NATURE OF PROCEEDINGS.	TOTAL NUMBER DEALT WITH DURING THE YEAR.		DISPOSED OF DURING THE YEAR.			REMARKS.
	Cases.	Persons.	Cases.	Persons		
				Discharged.	Convicted.	
1. Proceedings against witnesses under Chapter VI and Section 485	4	4	4	...	4	
2. Proceedings under Chapter VIII to prevent breach of the peace	161	497	150	133	301	
3. Proceedings under Chapter VIII—Security for good behaviour	53	72	50	39	29	
4. Proceedings against local nuisances—Chapter X	12	18	12	4	14	
5. Possession—Chapter XII	11	...	11	...	...	
6. Frivolous or vexatious complaints summarily dealt with under Chapter XX, Section 250 .	61	62	61	...	62	
7. Non-attendance of Jurors or Assessors—Chapter XXIII, Section 332	..	. .	.	. .	...	
8. Maintenance—Chapter XXXVI	128	128	127	76	51	
9. Forfeiture of bail or recognizance under Chapter XLII	90	118	90	31	87	
TOTAL . .	520	899	505	333	548	

Annual Statement 4—(Criminal).

Statement showing the general result of Criminal Trials in the Tribunals of various Classes in the Province of Assam in the year 1889.

CLASS OF TRIBUNAL.	NUMBER OF PERSONS UNDER TRIAL.								PERSONS WHOSE CASES WERE DISPOSED OF.								Persons under trial at the end of the year.	NUMBER OF CASES.				Aggregate number of days during which the cases entered in column 20 lasted.	Average number of days during which each case lasted.	Number of witnesses examined.
	Remaining at the end of the previous year.	Brought to trial during the year.							Died, escaped, or transferred.	Discharged or acquitted.	Convicted.				Committed or referred.	Total of columns 11 to 16.		Brought to trial during the year.	Disposed of during the year.	Remaining at the close of the year.	Number of cases entered in column 20 tried summarily.			
		Under arrest by police.	Upon warrant.	On summons.	Voluntarily.	Received on commitment or reference.	Received by transfer.	Total.			On regular trial.		On summary trial.											
											Appealable sentence passed.	Non-appealable sentence passed.	Appealable sentence passed.	Non-appealable sentence passed.										
I.—MAGISTRATES.																								
Village Officers	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Subordinate Magistrates — Special Magistrate under Section 14	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Subordinate Magistrates — Honorary Magistrates sitting singly — 2nd and 3rd class	12	152	122	1,255	37	...	...	1,578	...	654	891	...	...	...	1	1,546	32	930	927	13	...	5,976	6·4	3,775
Subordinate Magistrates — Honorary Magistrates sitting singly — 1st class	...	...	...	...	3	...	...	3	...	...	2	1	...	...	...	3	...	3	3	...	...	3	1·	14
Subordinate Magistrates — Stipendiary Magistrates sitting singly — 2nd and 3rd class	90	827	131	1,128	45	...	...	2,221	3	1,066	1,077	3	...	...	25	2,171	47	1,525	1,556	21	...	19,702	12·6	6,673
Subordinate Magistrates — Stipendiary Magistrates sitting singly — 1st class	306	6,705	1,360	5,337	697	...	12	14,417	26	5,273	1,513	3,295	77	3,541	170	13,969	422	9,055	8,966	251	3,450	92,029	10·2	36,892
Subordinate Magistrates — Benches of Magistrates	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
District and Divisional Magistrates—Cases referred under Sections 347, 349.	1	...	...	...	...	42	...	43	...	10	15	14	...	...	3	42	1	30	30	1	...	291	9·6	67
Chief Magistrates of Districts — Under ordinary powers	23	518	100	225	60	..	1	927	7	279	137	83	3	409	...	911	9	565	570	9	370	4,347	7·6	1,966
Chief Magistrates of Districts — Under special powers under Section 34	3	59	1	...	1	...	...	64	1	19	30	3	...	...	9	61	2	43	43	2	...	352	8·1	215
Total	435	8,261	1,714	7,945	843	42	13	19,253	37	7,301	3,665	3,399	80	4,050	208	18,703	513	12,151	12,095	297	3,820	1,22,700	10·1	49,324
II.—COURTS OF SESSION.																								
Assistant Judges	...	...	..	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Judges, Joint and Additional Judges	47	...	...	...	...	156	...	203	2	82	83	18	...	...	4	187	14	91	104	7	...	4,725	45·3	823
Judges — Cases referred by Deputy Commissioners under Section 34, C. P. C.	1	...	...	...	...	10	...	11	...	...	11	...	...	...	...	11	...	10	11	...	...	125	11·3	..
Judges — Cases referred by Assistant Judges under Section 31, C. P. C.	..	..	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Total	48	..	...	...	...	166	...	214	2	82	94	18	...	...	4	198	14	101	115	7	...	4,850	42·1	823
III.—SUPERIOR COURTS OF GENERAL JURISDICTION.																								
High Court — Cases under Section 526, C. P. C.	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
High Court — Cases committed by the Presidency Magistrates	...	...	...	..	...	...	..	...	...	..	...	...	...	...	...	...	...	..	...	...	...	...	...	...
High Court — Cases referred by Sessions Judges under Section 307, C. P. C.	2	...	...	...	...	2	...	4	...	3	...	1	...	...	...	4	...	2	3	...	...	128	42·6	...
High Court — Cases referred by Sessions Judges under Section 374, C. P. C.	...	...	...	...	...	2	...	2	...	.	...	2	...	...	...	2	...	2	2	.	...	75	37·5	...
Total	2	...	...	...	...	4	...	6	...	3		3	...	...	...	6	...	4	5	..	...	2 3	40·6	...
GRAND TOTAL	485	8,261	1,714	7,945	843	212	13	19,473	39	7,386	3,759	3,420	80	4,050	212	18,907	527	12,256	12,215	304	3,820	1,27,753	10·4	50,147

Note.—In Kamrup three persons in three cases were tried twice and on both occasions two were convicted and one acquitted. This explains the difference, between Statements 2 and 4, of 2 and 1 persons, shown as convicted and acquitted respectively; and of 3 persons as under trial.

Annual Statement 5—(Criminal).

Statement showing the Punishments inflicted by the various Criminal Tribunals in the exercise of Original Jurisdiction in the year 1889.

PERSONS SENTENCED TO

Class of Tribunal	Death	Transportation: For life	Transportation: For a term	Penal servitude	Imprisonment, Rigorous: With solitary confinement	Imprisonment, Rigorous: Without solitary confinement	Imprisonment: Simple	Forfeiture of property	Fine: With imprisonment	Fine: Without imprisonment	Whipping: In addition to other punishment	Whipping: In lieu of other punishment	Persons ordered to find or give: Sureties of the peace	Recognizance to keep the peace	Sureties for good behaviour	Persons imprisoned in default of security for good behaviour: One year and under	Three years and under
I.—MAGISTRATES.																	
Village officers under Section 14	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Subordinate Magistrates: Special Magistrates	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Honorary Magistrates sitting singly, 2nd & 3rd class	...	...	...	.	4	91	1	...	47	790	...	5	...	...	...	...	...
Honorary Magistrates sitting singly, 1st class	...	...	...	...	...	3	...	...	...	...	...	...	...	...	...	...	...
Stipendiary Magistrates sitting singly, 2nd & 3rd class	...	...	...	...	4	267	2	...	155	804	...	3	...	...	...	...	...
Stipendiary Magistrates sitting singly, 1st class	...	...	...	...	123	2,614	135	...	349	5,105	22	104	13	259	29	20	...
Benches of Magistrates	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
District and Divisional Magistrates—Cases referred under Sections 347, 349	...	...	...	...	6	8	...	...	1	...	1	15	...	...	...	...	...
Chief Magistrates of Districts: Under ordinary powers	...	...	...	...	5	218	7	...	25	333	1	24	1	28	...	...	...
Chief Magistrates of Districts: Under special powers under Section 34	...	...	...	...	7	24	...	...	1	...	1	2	...	...	...	...	...
TOTAL	..	..			149	3,225	145	..	578	7,032	25	243	14	287	29	20	.
II.—COURTS OF SESSION.																	
Assistant Judges	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Judges, Joint and Additional Judges	...	9	8	.	1	85	...	...	2	...	...	...	...	...	...	...	...
Judges: Cases referred by Deputy Commissioners under Section 34, C. P. C.	...	...	2	.	3	4	...	...	2	...	...	...	...	...	...	...	...
Judges: Cases referred by Assistant Judges under Section 31, C. P. C.	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
TOTAL	.	9	10	..	4	89	...	..	4	...	...	...	...	...	...	...	...
III.—SUPERIOR COURTS OF GENERAL JURISDICTION.																	
High Court: Cases coming before the Court under Section 526, C. P. C.	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
High Court: Cases committed by the Presidency Magistrates	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
High Court: Cases referred by Sessions Judges under Section 307, C. P. C.	1	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
High Court: Ditto ditto under Section 374, C. P. C.	2	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
TOTAL	3	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
GRAND TOTAL	3	9	10	.	153	3,314	145	..	583	7,032	25	243	14	287(a)	29	20	...

DETAIL OF PUNISHMENTS

Class of Tribunal	Fine: R10 and under	R50 and under	R100 and under	R500 and under	R1,000 and under	Above R1,000	Total amounts of fines imposed during the year	Total amount of fines realized during the year	Amount paid by way of compensation	Imprisonments, 15 days and under: Rigorous	Simple	6 months and under: Rigorous	Simple	2 years and under: Rigorous	Simple	7 years and under: Rigorous	Simple	Above 7 years: Rigorous	Simple	Whipped: 10 stripes and under	20 stripes and under	30 stripes and under	Number of boys whose sentences were commuted to detention in a Reformatory School
I.—MAGISTRATES.																							
Village officers under Section 14	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Subordinate Magistrates: Special Magistrates	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Honorary Magistrates sitting singly, 2nd & 3rd class	796	41	...	...	.	.	3,625	3,530	265	21	1	74	...	...	...	...	...	...	...	2	2	1	...
Honorary Magistrates sitting singly, 1st class	...	...	...	...	...	...	...	...	...	...	...	3	...	...	...	...	...	...	...	...	...	...	...
Stipendiary Magistrates sitting singly, 2nd & 3rd class	636	117	5	1	...	...	7,569	7,898	989	65	2	206	...	...	...	...	...	...	...	1	1	1	...
Stipendiary Magistrates sitting singly, 1st class	4,491	885	64	14	...	.	50,529	48,060	9,552	535	107	1,828	28	389	...	5	...	...	...	46	123	47	...
Benches of Magistrates	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
District and Divisional Magistrates—Cases referred under Sections 347, 349	...	...	1	...	...	...	100	88	...	...	...	1	...	7	...	6	...	...	...	5	9	2	...
Chief Magistrates of Districts: Under ordinary powers	267	74	11	5	.	1	6,664	6,123	976	23	5	136	2	64	...	...	...	...	...	3	9	13	...
Chief Magistrates of Districts: Under special powers under Section 34	...	1	...	...	...	.	50	70	46	...	...	2	.	14	..	15	...	...	..		1	2	...
TOTAL	6,390	1,118	81	20		1	68,537	65,789	11,828	644	115	2,250	30	474	...	26	...	...	...	57	145	66	..
II.—COURTS OF SESSION.																							
Assistant Judges	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Judges, Joint and Additional Judges	...	...	...	2	.	...	400	89	25	...	...	3	...	45	...	36	...	2	...	...	...	...	...
Judges: Cases referred by Deputy Commissioners under Section 34, C. P. C.	...	2	.	...	...	...	40	34	34	...	...	1	...	...	...	6	...	...	...	...	...	..	...
Judges: Cases referred by Assistant Judges under Section 31, C. P. C.	...	...	.	...	.	.	...	...	...	...	...	...	...	...	...	...	..	..		..	...		...
TOTAL	..	2	...	2	.		440	123	59	...	...	4	...	45	...	42	...	2		..	..	...	...
III.—SUPERIOR COURTS OF GENERAL JURISDICTION.																							
High Court: Cases coming before the Court under Section 526, C. P. C.	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
High Court: Cases committed by the Presidency Magistrates	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
High Court: Cases referred by Sessions Judges under Section 307, C. P. C.	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
High Court: Ditto ditto under Section 374, C. P. C.	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
TOTAL	...	...	...	...	...	...	...	..	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
GRAND TOTAL	6,390	1,120	81	22	...	1	68,977	65,912	11,887	644	115	2,254	30	519	...	68	...	2	...	57	145	66	...

N.B.—Besides the persons entered in this Statement, 134 were required to fulfil contract, under Act XIII of 1859 and Act I of 1882, and 21 persons were ordered to forfeit wages, under Act I of 1882.

(a) Of these, 85 persons were ordered to give recognizance under Section 106, Criminal Procedure Code, in addition to the other punishments to which they were sentenced.

Annual Statement 5A—(Criminal).

Showing the particulars of Whippings inflicted by the Criminal Tribunals during 1889.

PART I.

Showing Whippings inflicted under Sections 2 and 3, Act VI, 1864, in lieu of other Punishment.

OFFENCES FOR WHICH AWARDED	Number of stripes awarded.												Total.
	5 and under.		6 to 10.		11 to 15.		16 to 20.		21 to 25.		26 to 30.		
	1st Conviction.	2nd or subsequent Conviction.	1st Conviction.	2nd or subsequent Conviction.	1st Conviction.	2nd or subsequent Conviction.	1st Conviction.	2nd or subsequent Conviction.	1st Conviction.	2nd or subsequent Conviction.	1st Conviction.	2nd or subsequent Conviction.	
IN LIEU OF OTHER PUNISHMENT. (Sections 2 and 30, Act VI, 1864.)													
1. Theft, as defined in . . Section 378, I. P. C. .	2	...	16	...	33	...	16	1	2	...	8	1	79
„ 380 „ .	2	2	14	3	15	2	24	1	4	..	11	...	78
„ 381 „ .	2	..	5	...	12	...	7	...	...	...	2	...	28
„ 382 „ .	...	...	...	...	.	...	...	...	...	...	...	...	...
2. Extortion, as defined in . . „ 388 „ .	...	...	...	...	...	...	...	...	...	...	...	...	...
„ 389 „ .	...	...	...	...	...	...	...	...	...	...	...	.	...
3. Dishonestly receiving stolen property, as defined in „ 411 „ .	...	...	6	...	6	...	8	1	2	...	7	...	30
„ 412 „ .	...	...	...	...	...	...	...	...	...	...	...	...	...
4. Lurking House-trespass, as defined in „ 443 „ .	...	...	...	...	...	...	2	...	...	...	6	...	8
5. *Ditto* by night, as defined in . „ 444 „ .	...	...	...	...	...	...	...	...	...	...	...	...	...
6. House-breaking, as defined in .. „ 445 „ .	...	...	...	...	1	...	1	...	...	...	1	...	3
7. *Ditto* by night, as defined in . „ 446 „ .	...	...	2	...	2	...	1	...	1	...	1	...	7
8. Offence under Section 14, Act III, 1880 . . .	...	...	...	...	...	...	...	...	...	...	...	...	...
Total .	6	2	43	3	69	2	59	3	9	...	36	1	233

PART II.

Showing Whippings inflicted in addition to other Punishments, Sections 3 and 4, Act VI, 1864.

OFFENCES FOR WHICH AWARDED.	Number of Stripes.						Total.
	5 and under.	6 to 10	11 to 15.	16 to 20.	21 to 25.	26 to 30.	
IN ADDITION TO OTHER PUNISHMENT.							
(Sections 3 and 4.)							
A.—Section 3:—							
1. Theft, as defined in Section 378, I. P. C.	...	...	1	3	5	6	15
" 380 "	...	...	...	1	...	...	1
" 381 "	...	...	...	...	...	...	...
" 382 "	...	...	...	...	...	...	...
2. Extortion, as defined in " 388 "	...	...	...	...	...	...	...
" 389 "	...	...	...	...	...	...	...
3. Dishonestly receiving stolen property, as defined in " 411 "	...	...	...	1	3	1	5
" 412 "	...	...	...	...	...	...	...
4. Lurking House-trespass, as defined in " 443 "	...	...	...	...	...	...	...
6. *Ditto* by night, as defined in " 444 "	...	...	...	...	...	...	...
5. House-breaking, as defined in " 445 "	...	...	...	...	1	...	1
7. *Ditto* by night, as defined in " 446 "	...	...	...	...	...	...	...
8. Offence under Section 14, Act III, 1880	...	...	...	...	...	...	...
B.—Section 4:—							
1. False evidence, as defined in Section 193, I. P. C.	...	...	...	...	...	...	...
" 194 "	...	...	...	...	...	...	...
" 195 "	...	...	...	...	...	...	...
2. False charge of unnatural offence, as defined in " 211 " and " 377 "	...	...	...	...	...	...	...
3. Assault, as defined in " 354 "	...	...	...	...	...	...	...
4. Rape, as defined in " 375 "	...	...	...	...	...	...	...
5. Unnatural offence, as defined in " 377 "	...	...	...	...	...	...	...
6. Robbery, as defined in " 390 "	...	...	...	...	...	...	...
7. Dacoity, as defined in " 391 "	...	...	...	...	...	...	...
8. Attempt at robbery, as defined in " 393 "	...	...	...	...	...	...	...
9. Hurt in committing Robbery, as defined in " 394 "	...	...	...	...	...	...	...
10. Receiving stolen Property, as defined in " 413 "	...	...	...	...	...	...	...
" 463 "	...	...	...	...	...	...	...
" 466 "	...	...	...	...	...	...	...
11. Forgery, as defined in " 467 "	...	...	...	...	...	...	...
" 468 "	...	...	...	...	...	...	...
" 469 "	...	...	...	...	...	...	...
12. Lurking House-trespass, as defined in " 443 "	...	...	...	...	...	...	...
13. *Ditto* by night, as defined in " 444 "	...	...	...	...	...	...	...
14. House-breaking, as defined in " 445 "	...	...	...	...	...	...	...
15. *Ditto* by night, as defined in " 446 "	...	...	...	...	...	2	2
Total	...	...	1	5	9	9	24

PART III.

Showing Whippings inflicted under Section 5, Act VI, 1864, on Juveniles, for offences other than tho se specified in Parts I and II.

OFFENCE.	Stripes.												Total.
	5 and under.		6 to 10.		11 to 15.		16 to 20.		21 to 25.		26 to 30.		
	1st Conviction.	Subsequent Conviction.	1st Conviction	Subsequent Conviction.	1st Conviction.	Subsequent Conviction.	1st Conviction.	Subsequent Conviction.	1st Conviction.	Subsequent Conviction.	1st Conviction.	Subsequent Conviction.	
Section 44, Railway Act, IV of 1879	...	...	1	...	...	...	...	...	...	...	...	...	1
„ 193, Indian Penal Code	...	...	...	...	1	...	...	...	...	...	...	...	1
„ 323 „ „ „	...	...	...	...	...	...	1	...	1	...	...	...	2
„ 324 „ „ „	...	...	...	...	1	...	...	...	...	...	...	...	1
„ 352 „ „ „	...	...	1	...	...	...	...	...	...	...	...	...	1
„ 354 „ „ „	...	...	...	...	1	...	...	...	...	...	...	...	1
„ 377 „ „ „	...	...	1	...	...	...	1	...	1	...	...	...	3
„ 408 „ „ „	...	...	...	...	1	...	...	...	...	...	...	...	1
Total	...	...	3	...	4	...	2	...	2	...	...	...	11

PART IV.

Showing relative number of times Whipping was awarded, as compared with other Punishments.

PUNISHMENTS.	Number.	Remarks
1. Total number of whippings awarded	268	Total number of convicted persons who might have been, but were not, whipped, 1,561.
2. Total number of other punishments	11,039	
Percentage of whippings	2·37	

Annual Statement 6—(Criminal).

Statement showing the Result of Appeal and Revision in Criminal Cases in the Province of Assam during the year 1889.

CLASS OF TRIBUNAL.		Number of persons.											Number of cases.		
		Total number of Appellants and Applicants for revision, including pending from previous year	Died, escaped, transferred.	Appeals or Applications rejected.	Sentence or order confirmed.	Sentence enhanced.	Sentence reduced or order otherwise altered.	Reversed.	Proceedings quashed.	New trial or further enquiry ordered.	Referred to the High Court for revision.	Total whose cases were disposed of, including entries in columns 4 to 11.	Remaining at the end of the year.	Preferred during the year.	Disposed of during the year.	Remaining at the close of the year.
APPEALS.																
To	From															
District Magistrate	Subordinate Magistrate	433	...	16	213	...	70	116	1	1	...	417	16	279	273	8
Courts of Session	Magistrates	1,127	2	169	567	...	140	222	...	1	...	1,099	26	641	656	14
	Assistant Judges	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Superior Courts — by persons convicted	Presidency Magistrates	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
	Deputy Commissioners acting under Section 34, C. P. C.	6	...	3	1	...	1	...	...	...	...	5	1	5	5	1
	Sessions Judges	105	...	34	34	...	16	13	...	...	...	97	8	61	65	5
Superior Courts — by Government from judgments of acquittal, Section 417	All Courts	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
	Total	1,671	2	222	815	...	227	351	1	2	...	1,618	51	986	999	28
REVISION.																
By	Of order of															
District Magistrates	Subordinate Magistrates	97	1	77	153	...	5	28	...	124	12	399	12	202	196	7
Courts of Session	Magistrates	149	...	324	...	...	1	...	5	98	29	457	19	151	152	11
High Court (cases referred for orders under Sections 432, 438).	Magistrates	40	...	...	13	...	3	20	...	2	...	38	2	24	22	2
High Court (cases dealt with under Section 435).	Magistrates	71	...	13	15	...	20	23	...	...	...	71	...	37	39	...
	Courts of Session	1	...	1	...	...	...	...	...	...	...	1	...	1	1	...
	Total	358*	1	415	181	...	29	71	5	224	41	966	33	415	410	20
	GRAND TOTAL	2,029	3	637	996	...	256	422	6	226	41	2,584	84	1,401	1,409	48

* Besides these, there were 642 accused persons against whom applications for revision were made. The persons, though not shown in this column, are shown in the other columns exhibiting the results of such applications.

Annual Statement 7—(Criminal).

Statement showing use of Juries and Assessors in the Criminal Courts in the Province of Assam in the year 1889.

Classes of Courts in which Jurors or Assessors are employed.	Established or average number of Jury or Assessor in each case, and prescribed qualifications.	Number of cases tried by Jury.	Number of cases with Assessors.	JURY TRIALS.					ASSESSORS' TRIALS.			Remarks.
				Cases in which the Judge approved of the verdict.	Cases in which the Judge did not approve of the verdict.		Number of persons of the verdict in respect to whom the Judge disapproved.		Number of cases in which Judges agreed with Assessors.	Number of cases in which Judges differed from		
					Wholly.	Partially.	Whose cases he referred under Sec. 307, C.P.C.	Whose cases he did not refer under Sec 307, C.P.C.		One Assessor.	Both Assessors.	
Magistrates' Courts under Chapter X, C. P. C. — Jurors	Five Jurors	...	8	8	...	...	...	...	...	...	...	
Courts of Session — Jurors	Five Jurors' and two Assessors, qualifications as described in Chapter XXIII, Code of Criminal Procedure.	15	...	13	2	...	2	...	...	...	...	All offences including abetment and attempts, falling under Chapters VIII, XI, XVI, XVII and XVIII of the Indian Penal Code, are tried by jury in the Assam Valley Districts other cases in these districts and all cases in Sylhet and Cachar are tried with the aid of Assessors.
Courts of Session — Assessors		...	78	...	...	...	...	...	49	14	15	
Total	...	23	78	21	2	...	2	...	49	14	15	

Annual Statement 8—(Criminal).

Statement showing the General Result of the Trial of European British Subjects in the Province of Assam in the year.

DESCRIPTION OF OFFENCE.	NUMBER OF PERSONS ACCUSED AND BROUGHT BEFORE A MAGISTRATE.								PERSONS WHOSE CASES WERE DISPOSED OF.														NUMBER OF CASES.					
		WITHIN THE YEAR.							BY DISTRICT MAGISTRATES AND OTHER FIRST CLASS MAGISTRATES.							BY COURTS OF SESSION.				BY HIGH COURT.			TOTAL FOR ALL COURTS.						
	Remaining at the close of the previous year.	On complaint, Section 191 (a), Criminal Procedure Code.	On Police Report, Section 191 (b) of the Code.	By Magistrate *suo motu*, Section 191 (c) of the Code.	On transfer from another district or province.	TOTAL.	Died, escaped, or transferred to other Districts or Provinces.	Number actually brought to trial.	Received by transfer under Section 451 B of the Code.	Convicted.	Acquitted or discharged.	Committed. To Court of Session.	Committed. To High Court.	Transferred by order under Section 451B of the Code.	Total omitting entries in columns 10 and 16.	Received by transfer under Section 451B of the Code.	Convicted.	Acquitted or discharged.	Transferred to High Court under Section 449 of the Code.	Total exclusive of column 17.	Convicted.	Acquitted.	Total.	Convicted.	Acquitted or discharged.	Total.	Number of persons under trial at the close of the year.	Brought to trial.	Disposed of.	Pending.	Number of persons who applied to the High Court for an order under Section 468 of the Code	Of those entered in column 6, number who applied under Section 2, Act III of 1884, for transfer or committal of their cases.	Number of persons who applied to the High Court under Section 526 of the Code for the transfer of their cases.
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34
Contempts of the lawful authority of Public servants, Chapter X	...	...	...	1	...	1	...	1	...	...	1	...	...	...	1	...	...	...	...	...	...	...	...	1	...	1	..	1	1	...	...	...	...
Offences affecting the Human body, Chapter XVI — Offences affecting life	...	1	...	...	...	1	...	1	...	1	...	...	...	...	1	...	...	...	...	...	...	...	...	1	...	1	...	1	1	...	...	...	...
Offences affecting the Human body, Chapter XVI — Hurt	...	2	1	1	...	4	...	4	...	2	2	...	...	...	4	...	...	...	...	...	...	...	...	2	2	4	...	4	4	...	...	...	...
Offences affecting the Human body, Chapter XVI — Wrongful restraint and wrongful confinement	...	4	1	...	...	5	...	5	...	2	3	...	...	...	5	...	...	...	...	...	...	...	...	2	3	5	...	5	5	...	...	...	...
Offences affecting the Human body, Chapter XVI — Criminal force and assault	...	18	...	1	...	19	...	19	...	9	10	...	...	...	19	...	...	...	...	...	...	...	...	9	10	19	...	19	19	...	...	...	...
Offences against property, Chapter XVII — Theft	...	...	...	1	...	1	...	1	...	...	1	...	...	...	1	...	...	...	...	...	...	...	...	...	1	1	...	1	1	...	...	...	...
Offences against property, Chapter XVII — Criminal misappropriation of property	...	3	...	...	...	3	...	3	...	...	3	...	...	...	3	...	...	...	...	...	...	...	...	...	3	3	...	3	3	...	...	...	...
Offences against property, Chapter XVII — Criminal Trespass	...	2	...	...	...	2	...	2	...	...	2	...	...	...	2	...	...	...	...	...	...	...	...	...	2	2	...	2	2	...	...	...	...
Offences against property, Chapter XVII — Mischief	...	4	2	...	...	6	...	6	..	5	1	...	..	...	6	...	...	...	...	...	...	...	...	5	1	6	...	6	6	...	...	...	...
Offences under Special and Local Laws	...	8	3	34	...	45	...	45	...	30	15	...	...	...	45	...	...	...	...	...	...	...	...	30	15	45	...	42	42	...	...	...	...
TOTAL	...	42	7	38	...	87	...	87	...	49	38	...	...	...	87	...	...	...	...	...	...	...	...	49	38	87	...	84	84	...	...	...	...

SUBSIDIARY TABLE.

OF THE TOTAL NUMBER OF PERSONS SHOWN IN							OF CASES SHOWN IN COLUMN 30.			
COLUMN 16.			COLUMN 21.		COLUMNS 21 AND 24.		DISPOSED OF BY MAGISTRATES.		DISPOSED OF BY SESSIONS JUDGES.	
Number who claimed to be tried by a mixed jury, Section 451A (1) of the Code.	Number who did not so claim.	Number of those in column 35 (1) whose cases were transferred under Section 451 of the Code.	Number who claimed a mixed number of assessors, Section 451 (2) of the Code.	Number who did not so claim.	Number who claimed to be tried by a mixed jury, Section 461 (1) of the Code.	Number who did not so claim.	Being European British subjects.	Other than European British subjects.	Being European British subjects.	Other than European British subjects.
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)	(11)
6	81	...	...	...	...	...	84	...	...	...

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